

FORTY-SECOND DAY

Monday, March 31, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Pastor Josh Marocco of King's Cathedral East Oahu, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Hashem and Ing, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-First Day was deferred

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Cullen introduced his friend, Mr. Danny Goya, Program Director, Ka Pa'alana Traveling Preschool; and his family, Mrs. Jamie Goya, Autumn Goya and Cassidy Goya

Representative Ward introduced Mr. Walt Kaneakua, Hawaii District Director for Congresswoman Tulsi Gabbard.

Representative Fale introduced his wife, Mrs. Erin Kealoha Fale; and Mrs. Iraani Bridges, wife of Mr. Cy Bridges.

ORDER OF THE DAY

**INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)**

The following resolution (H.R. No. 215) was announced by the Clerk and the following action taken:

H.R. No. 215, entitled: "HOUSE RESOLUTION COMMENDING THE VETERANS ENGAGED IN TRANSITION (V.E.T.) HOUSE IN KALIHI ON ITS OPENING," was jointly offered by Representatives Mizuno, Brower, Cabanilla and Souki.

Representative Mizuno moved that H.R. No. 215 be adopted, seconded by Representative Brower.

Representative Mizuno honored veterans for their resolve and sacrifice to protect our core values of life, liberty and the pursuit of happiness, and recognized the V.E.T. House in Kalihi for their service.

Representative Rhoads thanked and introduced honorees seated on the Floor of the House:

Ms. Connie Mitchell, Executive Director, Institute for Human Services;
Mr. Jay King, Veterans Resources Coordinator, Institute for Human Services;
Mr. Amare Belay, Co-Store Manager, Home Depot Honolulu;
Mr. Keoni Queypo, Co-Store Manager, Home Depot Honolulu;
Ms. Karinna Milans, Human Resources Manager, Home Depot Honolulu; and
Sgt. Rene Rengel, Army veteran and V.E.T. House resident.

Representative Ward, as a veteran and Peace Corps volunteer, thanked and commended the honorees for the good work that they do.

Representative Creagan recognized the veterans that the V.E.T. House is serving, and acknowledged the many services that V.E.T. House offers to veterans.

Representative Hanohano then introduced guests seated in the gallery:

Mr. Robert Fitzwater, Co-Manager, V.E.T. House;
Mr. Keith Billingsley, Case Manager, V.E.T. House;
Mr. Aaron Lum, Communications, Institute for Human Services;
Mr. Chuck Miller, Development Manager, Institute for Human Services;
Ms. Melissa Bowen, Social Worker, VA Homeless Program; and
Mr. Walter Kaneakua, State Director for Congresswoman Tulsi Gabbard.

Representative Cabanilla, as a retired army nurse, recognized the invisible wounds of veterans, and commended V.E.T. House on their important work.

The motion was put to vote by the Chair and carried, and H.R. No. 215 was adopted, with Representatives Carroll and Hashem being excused.

The following resolution (H.R. No. 216) was announced by the Clerk and the following action taken:

H.R. No. 216, entitled: "HOUSE RESOLUTION CONGRATULATING THE POLYNESIAN CULTURAL CENTER ON ITS GOLDEN ANNIVERSARY AND COMMENDING ITS FIFTY YEARS OF ENCHANTMENT, ENTERTAINMENT, AND EDUCATION," was offered by Representative Fale.

Representative Fale moved that H.R. No. 216 be adopted, seconded by Representative Brower.

Representative Brower acknowledged the contributions of the Polynesian Cultural Center to Hawaii's visitor industry and economy by providing culturally appropriate family-friendly education and entertainment, and wished them a happy anniversary.

Representative Fale recognized the challenges and achievements of the Polynesians, as carried on in the Polynesian Cultural Center through their preservation and portrayal of the culture, arts and crafts of Polynesia, and introduced honorees seated on the Floor of the House:

Mr. Alfred Grace, President and CEO;
Mr. Boyd Mossman, Vice President;
Mr. Tausilinu'u David Hannemann, former Vice President;
Mr. Cy Bridges, Director of Protocol;
Ms. Kalolaine Mataele Soukop, former Director; and
Ms. Fane Harris, original dancer.

Representative Ward commended the Polynesian Cultural Center for their entrepreneurship and dedication, sharing the culture of Polynesia with the world.

The motion was put to vote by the Chair and carried, and H.R. No. 216 was adopted, with Representatives Carroll and Hashem being excused.

At this time, visitors from the Polynesian Cultural Center performed for the House of Representatives, guests and audience.

Representative Fale then introduced the performers:

Ayesha Matagimagalei;
Lasi Reed;
Sam Moe;
Mele Tilini;
Tuvili Tuisavura;
Alena Pule;
Maria Keawekulua Nakila; and
Titaina Pane'e.

At 12:53 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:18 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended to reconsider action previously taken on S.B. No. 2803, SD 1. (Representatives Carroll, Hashem and McKelvey were excused)

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 1054-14, recommending referral to the Committee on Ocean, Marine Resources, & Hawaiian Affairs. (Representatives Carroll and Hashem were excused.)

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Carroll and Hashem were excused.)

UNFINISHED BUSINESS**S.B. No 2803, SD 1:**

Representative Saiki moved that S.B. No. 2803, SD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose, stating:

"Mr. Speaker, this all went very fast for me, the procedural motions and the re-referrals and things of that nature. Is it possible we could wait 24 hours on this, so I can take a closer look at it?"

The Chair addressed Representative McDermott, stating:

"It is proceeding, Representative McDermott. Thank you."

The motion was put to the vote by the Chair and carried, and S.B. No. 2803, SD 1, entitled: "RELATING TO THRILL CRAFT OPERATION," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

At 1:21 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 2803, SD 1

REPORTS OF STANDING COMMITTEES

Representatives Tsuji and Brower, for the Committee on Economic Development & Business and the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1345-14) recommending that H.C.R. No. 77, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.C.R. No. 77, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE HAWAII FOOD AND WINE FESTIVAL AND DECLARING THE FESTIVAL TO BE THE NEXT AGRICULTURAL AND CULINARY MOVEMENT IN THE STATE OF HAWAII," was adopted, with Representatives Carroll and Hashem being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented two reports:

(Stand. Com. Rep. No. 1346-14) recommending that H.R. No. 97 be adopted; and

(Stand. Com. Rep. No. 1347-14) recommending that H.C.R. No. 133 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 97; and H.C.R. No. 133 be adopted, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of both measures, stating:

"Mr. Speaker, strong support. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 97, entitled: "HOUSE RESOLUTION COMMENDING AND SUPPORTING THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS' COLLABORATIVE WORK WITH THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION AND PRIVATE INDUSTRIES IN THE AREAS OF BASALTIC CONCRETE AND ADDITIVE MANUFACTURING AND REQUESTING COLLABORATION TO EXPLORE OPPORTUNITIES FOR APPLICATIONS OF BASALTIC CONCRETE AND ADDITIVE MANUFACTURING," was adopted, with Representatives Carroll and Hashem being excused; and

H.C.R. No. 133, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING AND SUPPORTING THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS' COLLABORATIVE WORK WITH THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION AND PRIVATE INDUSTRIES IN THE AREAS OF BASALTIC CONCRETE AND ADDITIVE MANUFACTURING AND REQUESTING COLLABORATION TO EXPLORE OPPORTUNITIES FOR APPLICATIONS OF BASALTIC CONCRETE AND ADDITIVE MANUFACTURING," was adopted, with Representatives Carroll and Hashem being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1348-14) recommending that H.R. No. 12 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 12, entitled: "HOUSE RESOLUTION HONORING KING KAMEHAMEHA THE GREAT AND HIS DESCENDANTS BY SHARING HIS STORY WITH A GLOBAL AUDIENCE, PROMOTING CEREMONIES AND ACTIVITIES THAT CELEBRATE HIS VISION AND HAWAII'S CULTURE AND HERITAGE, AND URGING ALL OF THE PEOPLE OF HAWAII TO DO THE SAME," was adopted, with Representatives Carroll and Hashem being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1349-14) recommending that H.C.R. No. 30 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 30, entitled: "HOUSE CONCURRENT RESOLUTION HONORING KING KAMEHAMEHA THE GREAT AND HIS DESCENDANTS BY SHARING HIS STORY WITH A GLOBAL AUDIENCE, PROMOTING CEREMONIES AND ACTIVITIES THAT CELEBRATE HIS VISION AND HAWAII'S CULTURE AND HERITAGE, AND URGING ALL OF THE PEOPLE OF HAWAII TO DO THE SAME," was adopted, with Representatives Carroll and Hashem being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented two reports:

(Stand. Com. Rep. No. 1350-14) recommending that H.R. No. 22 be adopted; and

(Stand. Com. Rep. No. 1351-14) recommending that H.C.R. No. 41 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 22; and H.C.R. No. 41 be adopted, seconded by Representative Cabanilla.

Representative Takai rose in support of both measures and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of HR22/HCR41.

"The purpose of these measures is to honor those Filipino veterans who served the United States so courageously during World War II by urging the President of the United States and the United States Congress to grant veterans benefits to Filipino veterans who fought in World War II but were subsequently denied the promised benefits to which they were entitled.

"Filipinos volunteered their services after being promised full veterans benefits to volunteer to fight for the United States. Thousands of these Filipino men and women risked their lives against the invading Japanese forces and assisted our nation in its efforts to liberate the Philippines. By Congressional Act in 1946, Filipino veterans were denied eligibility for United States veteran's benefits, such as health care, disability pensions and burial expenses.

"It is a disgrace that we as a nation have failed to fulfill our duty to render benefits to the brave Filipino veterans that are due to them. The U.S. is a nation of honor and integrity and we have promised these individuals who were willing to sacrifice their life for their homeland and also for the United States. These veterans have earned these benefits and truthfully, they should have been granted to them a long time ago.

"Several people have testified in support of these measures and with powerful words that were spoken from their testimonies, it would be shameful to continuously deny Filipino veterans these benefits. I support the efforts to make reparations to our veterans of Filipino ancestry who valiantly fought for our nation's freedoms. Providing these benefits does not correct the injustice and discrimination done over 60 years ago, but is a small step in making reparations."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 22, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO GRANT VETERANS BENEFITS TO FILIPINO VETERANS WHO FOUGHT IN WORLD WAR II BUT WERE SUBSEQUENTLY DENIED THE BENEFITS TO WHICH THEY WERE ENTITLED," was adopted, with Representatives Carroll and Hashem being excused; and

H.C.R. No. 41, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO GRANT VETERANS BENEFITS TO FILIPINO VETERANS WHO FOUGHT IN WORLD WAR II BUT WERE SUBSEQUENTLY DENIED THE BENEFITS TO WHICH THEY WERE ENTITLED," was adopted, with Representatives Carroll and Hashem being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1352-14) recommending that H.R. No. 23 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 23, entitled: "HOUSE RESOLUTION URGING CONGRESS AND HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE VETERANS HEALTH AND BENEFITS IMPROVEMENT ACT OF 2013 AND SUPPORT THE RECOGNITION AS VETERANS OF THOSE WHO SERVE IN THE NATIONAL GUARD," was adopted, with Representatives Carroll and Hashem being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1353-14) recommending that H.C.R. No. 42 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 42, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS AND HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE VETERANS HEALTH AND BENEFITS IMPROVEMENT ACT OF 2013 AND SUPPORT THE RECOGNITION AS VETERANS OF THOSE WHO SERVE IN THE NATIONAL GUARD," was adopted, with Representatives Carroll and Hashem being excused.

Representative Rhoads, for the Committee on Judiciary, presented two reports:

(Stand. Com. Rep. No. 1354-14) recommending that H.R. No. 51 be adopted; and

(Stand. Com. Rep. No. 1355-14) recommending that H.C.R. No. 74 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 51; and H.C.R. No. 74 be adopted, seconded by Representative Cabanilla.

Representative Oshiro rose to speak in support of both measures with reservations, stating:

"Mr. Speaker, I'll be voting with reservations. The reservations I have is depending upon the final composition of the task force membership, the scope of its intention and purpose. Obviously, the outcome can be predetermined. I have concerns about the unfettered creation of a system of dispensaries of medical marijuana, along the lines of what we observed in California. With those concerns, I'll be voting with reservations.

"I do not object to the study itself, Mr. Speaker. I think a learned and fact-based, scientifically-based analysis of the propriety of a medical dispensary system for Hawaii's citizens may be the proper approach. But again, my reservations stand upon the composition of the members involved in this task force, this study group, the analysis and the recommendations thereof. Thank you."

Representative Ward rose in support of both measures with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Belatti rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. In support. I just want to clarify that this resolution is actually calling for the auditor to do a sunrise review of the establishment of a system of registered dispensaries within the Department of Health to dispense medical marijuana. This measure is to comport with HRS Section 26H-6. What I hope that this study will accomplish pursuant to the law, is to give us sort of a neutral third-party review of what the options are before our State Legislature, as this matter continues to be talked about in future Legislatures. Thank you, Mr. Speaker."

Representative Har rose to speak in opposition to both measures, stating:

"Thank you, Mr. Speaker. In opposition, brief comments. While I appreciate the introducer of this measure, I want to be clear. I am supportive of medical marijuana, but I think what we have to do is really proceed carefully. While I appreciate the comments made by the Chair of the Health Committee, the fact here is, I'd like to read an editorial board from the Star Advertiser dated March 28th, 2014.

"The editorial board notes, 'For Hawaii lawmakers considering this issue from a public-policy perspective, it is important to find the sensible middle ground, one that considers myriad legal, social, economic, educational and public-health impacts as Americans shift from the "war on drugs" mindset and toward more common-sense regulations, especially regarding marijuana.'

"The editorial board goes on to say that, 'Although legalization advocates emphasize that use would be limited to adults — similar to

cigarettes and alcohol — the impact on younger people must be taken into account. Habitual marijuana use poses grave risks, especially to developing brains. Some strains are far more potent than what was available a few decades ago. This is not your father's marijuana, as they say. Pot can't simply be equated to drinking alcohol, either. Getting high more aptly compares to getting drunk; neither are habits to promote, from a public-health standpoint.'

"Mr. Speaker, first of all I would request that I be allowed to enter into the Journal this editorial board dated March 28th from the Star Advertiser. And from my perspective, again, I do support medical marijuana use, but I think, again, understanding that there are several severe unintended consequences, I support what the editorial board is saying, that we must consider, as policy makers, the legal, social, economic, educational, and public-health impacts that this would bring.

"Considering the fact the state would then be moving into medical marijuana dispensaries under the Department of Health, unfortunately, this particular resolution does not address those myriad of concerns. And for those reasons, Mr. Speaker, I'll be voting in opposition to these two resolutions. Thank you."

Representative Har submitted the following editorial from the *Honolulu Star-Advertiser*:

"Let's talk about marijuana issue

POSTED: 01:30 a.m. HST, Mar 28, 2014

Part of the reason that some states haven't made much progress reforming their marijuana laws is because the people most engaged in this issue tend to be extremely at odds.

On one end there are the advocates demanding that pot be legalized, right now, and on the other there are calls for tougher drug laws, even if that means putting more users behind bars.

For Hawaii lawmakers considering this issue from a public-policy perspective, however, it is important to find the sensible middle ground, one that considers myriad legal, social, economic, educational and public-health impacts as Americans shift from the "war on drugs" mindset and toward more common-sense regulations, especially regarding marijuana.

The issue is on a legislative back burner in this, an election year, which means we'll benefit from the experiences of states blazing the trail on outright legalization, such as Washington and Colorado.

There's also much to learn from California's back-door approach, where the proliferation of dispensaries supplying a disproportionate number of 20-somethings offers a cautionary tale about medical-marijuana oversight.

Hawaii's House Judiciary Committee is considering two resolutions that would create a task force to develop recommendations for establishing a regulated, statewide medical-marijuana dispensary system, a network that is sorely needed for residents cleared to use the drug under existing state law.

It would be even better if the task force's mission would broaden to address the implications of larger policy changes on this issue. Public input is essential on the topic of marijuana in Hawaii, and gathering that insight before next year's legislative session — when more action is expected — is vital.

On the medical front, reclassifying the drug at the federal level would spur much-needed scientific research into promising cannabis-based treatments, including for epilepsy and other diseases.

Proven treatments should have the same chance for approval under the U.S. Food and Drug Administration as prescription drugs.

In terms of recreational use, perhaps the worst outcome would be for marijuana to go the way of Big Tobacco, a deadly industry with a long, well-documented history of targeting young people as new customers

and relying on addicts as loyal ones. Assessing how the market develops in Colorado will be instructive.

Fewer people are criminally prosecuted now simply for marijuana use, and that is how it should be. An arrest record can cause a lifelong stigma that impedes education, employment and future achievement, and a jail sentence even more so.

Crimes in which marijuana use is a factor — impaired driving, say — require their own policy considerations.

Although legalization advocates emphasize that use would be limited to adults — similar to cigarettes and alcohol — the impact on younger people must be taken into account.

Habitual marijuana use poses grave risks, especially to developing brains. Some strains are far more potent than what was available a few decades ago. This is not your father's marijuana, as they say.

Pot can't simply be equated to drinking alcohol, either. Getting high more aptly compares to getting drunk; neither are habits to promote, from a public-health standpoint.

It follows that if pot becomes legal, more people will smoke it. Lawmakers must anticipate the potential consequences of this predictable outcome, and address the questions coming from all sides.

» Would we need more community-based substance-abuse programs?

» What are the projected net economic effects, assuming the product is heavily taxed?

» Why even change the status quo?

These are all fair questions, and there are many more. Hawaii lawmakers should strive to deal with these policy questions in all their complexity. Now, while there's no polarizing legislation on the table, would be a good time to start a community conversation."

Representative Belatti rose to respond, stating:

"Mr. Speaker, second time and I'll be very brief. In support, and I appreciate the inclusion of the editorial commentary from the Star-Advertiser. But what I would note is that that editorial is actually more responsive to HCR 48 and HR 29, which does call for the creation of a task force, and is looking at those myriad numbers of issues. And I believe that particular set of resolutions are going to be taken up by the Committee on Judiciary as we move forward in this session. Thank you, Mr. Speaker."

Representative Har rose to respond, stating:

"Thank you, Mr. Speaker. Brief rebuttal. Thank you to the Health Chair for that clarification. I don't disagree with her, but the fact is, is that we're still talking about these two particular resolutions that deal with the Department of Health setting up these medical marijuana dispensaries. Again, from a large social policy perspective, we have to take into consideration the legal, economic, social, educational and public-health impacts.

"So regardless of whether the editorial board is referring to the other resolutions, again, as policy makers it is incumbent upon us to look at all of those myriad of social impacts, regardless of whether it's just dealing with this particular resolution or the other resolutions that will be before the Judiciary Committee. So, my point is, is that, again, as responsible policy makers, we have to take the 3,000 foot approach to this issue, as opposed to just looking at it from one resolution at a time. For those reasons, Mr. Speaker, I'm still in opposition. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 51, entitled: "HOUSE RESOLUTION REQUESTING A SUNRISE REVIEW OF THE ESTABLISHMENT OF A SYSTEM OF REGISTERED DISPENSARIES WITHIN THE DEPARTMENT OF HEALTH TO DISPENSE MEDICAL MARIJUANA," was adopted, with Representative Har voting no, and with Representatives Carroll and Hashem being excused; and

H.C.R. No. 74, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF THE ESTABLISHMENT OF A SYSTEM OF REGISTERED DISPENSARIES WITHIN THE DEPARTMENT OF HEALTH TO DISPENSE MEDICAL MARIJUANA," was adopted, with Representative Har voting no, and with Representatives Carroll and Hashem being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1356-14) recommending that H.C.R. No. 86, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 86, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII INVASIVE SPECIES COUNCIL TO PROVIDE OPPORTUNITIES FOR VARIOUS STAKEHOLDERS TO PROVIDE INPUT REGARDING THE CONTROL OF INVASIVE ALBIZIA TREES," was adopted, with Representatives Carroll and Hashem being excused.

Representatives Hashem and Carroll, for the Committee on Housing and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1357-14), recommending that S.C.R. No. 2, as amended in HD 1, be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

Representative Saiki moved that the report of the Committees be adopted, and that S.C.R. No. 2, HD 1 be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, strong reservations on this particular measure. Thank you very much, Mr. Speaker."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in support with reservations. My reservations stem from the fact that we have experienced the executive authority's issuance under the emergency powers doctrine to call for emergency declaration, I think back in 2007 under the previous Governor Lingle. I think there were concerns that were raised by the Legislature after the fact on where the monies came from, how the monies were spent, and whether there was a proper accounting for the monies expended. Because of these concerns, Mr. Speaker, I have some reservations on this measure moving forward. Thank you."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations and brief comments. First of all, may I please have the comments of the speaker from Wahiawa entered into the Journal as if they were my own? And in addition, Mr. Speaker, under our previous governor, the controversy that came up when she used her executive powers, the executive orders to build, and actually she was able to build that transitional housing back in Kalaeloa, my former district.

"The issues that arose were the exemptions from the environmental regulations. Essentially, by using the powers of the executive office, the Governor was essentially allowed to circumvent all environmental review. For those reasons, Mr. Speaker, I stand with reservations. Thank you."

Representative Jordan rose to respond, stating:

"Thank you, Mr. Speaker. Well, sorry, Mr. Speaker, may I have a few comments? I really wasn't going to speak on this since it is going to another committee. But just to let the Members of the Body understand a little bit more on this.

"In 2003, the Governor at the time set an emergency proclamation for the homelessness on the Waianae coast. Under that emergency proclamation and the powers, the Legislature granted \$20 million. Well, maybe under the Governor's power. \$20 million to help give a boost to the homelessness at that point in time, and to help provide shelter.

"Under those, there was given blanket exemptions for building, for acquiring property, for issuing contracts. That's where most of my concerns will stem from this. Because this isn't going to go just to address homelessness, this is going to go to a broader swath of housing. I think we should be very cautious moving forward if we're going to talk about providing exemptions on blanket avenues.

"That's where my concern is with this, and I don't think this is the proper vehicle to be addressing in our housing situation, Mr. Speaker. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.C.R. No. 2, HD 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE GOVERNOR TO ISSUE AN EMERGENCY PROCLAMATION DECLARING A STATEWIDE HOUSING CRISIS AND THE HAWAII PUBLIC HOUSING AUTHORITY, DEPARTMENT OF HAWAIIAN HOME LANDS, HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION, AND HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO BUILD SUSTAINABLE, MULTI-GENERATIONAL, MIXED INCOME, AND MIXED USE HOUSING," was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Carroll and Hashem being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1358-14) recommending that S.B. No. 2331, SD 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2331, SD 2, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2331, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll and Hashem being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1359-14) recommending that S.B. No. 2801, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2801, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION OF GAS TANKLESS WATER HEATERS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll and Hashem being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1360-14) recommending that S.B. No. 2591, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2591, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2591, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," passed Second Reading and was placed on the calendar for Third Reading, with Representative McDermott voting no, and with Representatives Carroll and Hashem being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1361-14) recommending that S.B. No. 2633, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2633, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PROPERTY," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll and Hashem being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1362-14) recommending that S.B. No. 2839, SD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2839, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

At 1:37 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 2839, SD 1

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1363-14) recommending that S.B. No. 2330, SD 1, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1363-14 on S.B. No. 2330, SD 1, HD 1, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2330, SD 1, HD 1, were made available to the Members of the House.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1364-14) recommending that S.B. No. 2822, SD 1, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1364-14 on S.B. No. 2822, SD 1, HD 1, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2822, SD 1, HD 1, were made available to the Members of the House.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1365-14) recommending that S.B. No. 2882, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1365-14 on S.B. No. 2882, SD 2, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2882, SD 2, HD 2, were made available to the Members of the House.

THIRD READING

S.B. No. 2136, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2136, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

S.B. No. 2137:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2137, entitled: "A BILL FOR AN ACT RELATING TO THE TERMS OF MEMBERS OF THE BOARD OF EDUCATION," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

S.B. No. 2072, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2072, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

S.B. No. 2466, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2466, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR MARRIAGE AND FAMILY THERAPISTS," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

S.B. No. 2033, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2033, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

At 1:38 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2136, SD 1
S.B. No. 2137
S.B. No. 2072, HD 1
S.B. No. 2466, SD 1, HD 1
S.B. No. 2033, HD 1

ANNOUNCEMENTS

Representative Aquino: "Mr. Speaker, I just want to take some time to thank several individuals who did a tremendous act of courage, service and *aloha* last week. There was a potentially tragic incident that was unfolding on the fourth floor, but these individuals were alert and responded rather quickly, and helped bring that ordeal to a safe end.

"Mr. Speaker, I would like to acknowledge these brave staff members of the House Sergeant-at-Arms Office. Notably, Bronson Low, Glenn Ganigan, and a member of the Executive Protection Detail, Guy Ching, and several others from various offices who performed an extraordinary act of compassion.

"Mr. Speaker, these folks made sure that the incident would not turn into something terrible and awful. So, Members, let's give a big hand of acknowledgement and appreciation for these individuals. Thank you."

Representative Fale: "Mr. Speaker, for anyone who's as hungry as I am right now, we are serving lunch in Room 423. I believe we're serving Sugo chicken, which I'm really looking forward to. But Room 423, Mr. Speaker, for lunch."

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

H.R.**Nos. Re-referred to:**

68 Committee on Health

123, Committee on Health
HD1

H.C.R.**No. Re-referred to:**

163, Committee on Health
HD1

ADJOURNMENT

At 1:41 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, April 1, 2014. (Representatives Carroll and Hashem were excused.)