

‘Aha Kenekoa ‘Aha‘ōlelo Iwakāluakumamāwalu
THE SENATE
OF THE
TWENTY-EIGHTH LEGISLATURE
Moku‘āina ‘O Hawai‘i
STATE OF HAWAII
‘Ākoakoa Kūmau MH 2016
REGULAR SESSION OF 2016

Lā Kanakolukumamālima
THIRTY-FIFTH DAY

23 Malaki 2016 - Po‘akolu - Hola 11:30 A.M.
MARCH 23, 2016-WEDNESDAY-11:30 O’CLOCK A.M.

Papahana O Ka Lā
ORDER OF BUSINESS

Kāhea Papainoa
ROLL CALL

‘Āpono Mo‘olelo O Ka Puke Hālāwai
APPROVAL OF THE JOURNAL

Ho‘olauna Mea Kipa
INTRODUCTIONS

- Ho‘olauna Ma Ka ‘Ākoakoa Nui
- FLOOR PRESENTATIONS

COMMENDING AND CONGRATULATING ROCKNE FREITAS ON HIS
ACCOMPLISHMENTS AND CONTRIBUTIONS TO THE UNIVERSITY OF
HAWAII AND THE STATE OF HAWAII. (Senator Kidani)

HONORING TEACH FOR AMERICA ON ITS 10TH ANNIVERSARY. (Senators
Kidani and Kim)

Ho‘oka‘a‘ike Mai Ke Kia‘āina
MESSAGES FROM THE GOVERNOR Nos. 729-730

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
G.M. No. 729	Letter dated March 10, 2016, correcting the Gubernatorial Nominee's name on GM672 (name amended to MALIA TALLETT).	FILE
G.M. No. 730	Informing the Senate that on March 22, 2016, the Governor has withdrawn BRANDON HILL, Gubernatorial Nominee to the Language Access Advisory Council, from consideration by the Senate (GM655).	FILE

Ho‘oka‘a‘ike Mai Nā ‘Oihana
DEPARTMENTAL COMMUNICATIONS: None

Ho‘oka‘a‘ike No Ka Hale
HOUSE COMMUNICATIONS: None

Ho‘oka‘a‘ike No Ka ‘Aha Kenekoa
SENATE COMMUNICATIONS: None

Ho‘oka‘a‘ike Mai Ka ‘Ao‘ao Ho‘okolokolo
JUDICIARY COMMUNICATIONS: None

Palapala Hō‘ike Na Nā Kōmike Kūmau
STANDING COMMITTEE REPORT Nos. 2989-3054

2989	(HMS/PSM)	H.B. No. 1987, H.D. 1, S.D. 1 "RELATING TO YOUTH GANGS." (Recommends passage on <u>SECOND READING</u> and referral to WAM)
2990	(HMS/PSM)	H.B. No. 2647, H.D. 2, S.D. 1 "RELATING TO HOMELESSNESS." (Recommends passage on <u>SECOND READING</u> and referral to JDL/WAM)

<u>2991</u>	(CPH/PSM)	<u>H.B. No. 1874, H.D. 1</u> "MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES." (Recommends passage on <u>SECOND READING</u> and referral to WAM)
<u>2992</u> (48 Hrs. Notice)	(CPH/TRE)	<u>H.B. No. 2403, H.D. 1, S.D. 1</u> "RELATING TO THE MEDICAL ADVISORY BOARD." (Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading)
<u>2993</u>	(EET/WLA)	<u>H.B. No. 2626, H.D. 1, S.D. 1</u> "RELATING TO UNDERGROUND STORAGE TANKS." (Recommends passage on <u>SECOND READING</u> and referral to CPH)
<u>2994</u>	(EET/WLA)	<u>H.B. No. 1607, S.D. 1</u> "RELATING TO INVASIVE SPECIES." (Recommends passage on <u>SECOND READING</u> and referral to WAM)
<u>2995</u>	(EET)	<u>H.B. No. 1735, H.D. 1</u> "RELATING TO PROPERTY TAXES." (Recommends passage on <u>SECOND READING</u> and referral to WAM)
<u>2996</u>	(EET)	<u>H.B. No. 2669, H.D. 1</u> "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST TRUTAG TECHNOLOGIES, INC." (Recommends passage on <u>SECOND READING</u> and referral to WAM)

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| <u>2997</u> | (EET/CPH) | <u>H.B. No. 2646, H.D. 2, S.D. 1</u>
"RELATING TO ENVIRONMENTAL PROTECTION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| <u>2998</u> | (WLA) | <u>H.B. No. 2025, H.D. 1, S.D. 1</u>
"RELATING TO MARINE SPECIES."
(Recommends passage on <u>SECOND READING</u> and referral to WAM/EET) |
| <u>2999</u> | (WLA) | <u>H.B. No. 2657, H.D. 2, S.D. 1</u>
"RELATING TO AGRICULTURE."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| <u>3000</u> | (WLA) | <u>H.B. No. 2604, H.D. 1, S.D. 1</u>
"RELATING TO THE ACQUISITION OF REAL PROPERTY."
(Recommends passage on <u>SECOND READING</u> and referral to JDL) |
| <u>3001</u> | (WLA) | <u>H.B. No. 2198, H.D. 2, S.D. 1</u>
"RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR UKUMEHAME RESERVOIRS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| <u>3002</u> | (WLA) | <u>H.B. No. 2680, H.D. 2, S.D. 1</u>
"RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR KALOKO RESERVOIR."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

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| 3003 | (WLA) | H.B. No. 1982, S.D. 1
"RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIG ISLAND DAIRY, LLC."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3004 | (WLA) | H.B. No. 2681, H.D. 2, S.D. 1
"RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR WAILUKU RESERVOIR #6."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3005 | (WLA) | H.B. No. 2020, H.D. 1
"RELATING TO THE CAUSES OF DECLINE IN LIMU AND REEF FISH."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3006 | (WLA/TSI) | H.B. No. 1839, H.D. 1
"RELATING TO THE DIAMOND HEAD STATE MONUMENT."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3007 | (WLA/EDU) | H.B. No. 1997
"RELATING TO AGRICULTURE."
(Recommends passage on <u>SECOND READING</u> and referral to JDL/WAM) |
| 3008 | (HWN/WLA/EET) | H.B. No. 2035, H.D. 1, S.D. 1
"RELATING TO SUSTAINABILITY."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

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| 3009 | (HWN/WLA) | H.B. No. 2179, H.D. 1, S.D. 1
"RELATING TO THE AHA MOKU
ADVISORY COMMITTEE."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 3010 | (HWN/WLA) | H.B. No. 2034, H.D. 1, S.D. 1
"MAKING AN APPROPRIATION TO THE
KAHO‘OLAWA ISLAND RESERVE
COMMISSION."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 3011 | (CPH/HMS) | H.B. No. 2252, H.D. 1, S.D. 1
"RELATING TO DISCHARGE
PLANNING."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JDL) |
| 3012 | (CPH/HMS) | H.B. No. 1599, H.D. 1, S.D. 1
"RELATING TO HEALTH."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 3013 | (CPH/JDL) | H.B. No. 1111, H.D. 2, S.D. 1
"RELATING TO RECORDS OF THE
HAWAII HEALTH SYSTEMS
CORPORATION."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 3014 | (EET) | H.B. No. 2543, H.D. 2
"RELATING TO BROADBAND."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to CPH) |

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| 3015 | (EET) | H.B. No. 2229, H.D. 1
"RELATING TO SPORTS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3016 | (EET) | H.B. No. 2160, H.D. 1
"RELATING TO LIGHT POLLUTION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3017 | (EET) | H.B. No. 2668, H.D. 1, S.D. 1
"RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3018 | (EET) | H.B. No. 2219, H.D. 1, S.D. 1
"RELATING TO INNOVATION BUSINESS INTERACTION."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3019 | (EET/WLA) | H.B. No. 1050, S.D. 1
"RELATING TO INTERISLAND MOVEMENT OF INVASIVE SPECIES."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3020 | (EDU) | S.C.R. No. 42
"ENCOURAGING THE BOARD OF EDUCATION TO INCLUDE WITHIN THE COMMITTEE ON WEIGHTS AT LEAST ONE MEMBER WHO IS A REPRESENTATIVE OF THE SPECIAL EDUCATION COMMUNITY."
(Recommends referral to WAM) |

<u>3021</u> (48 Hrs. Notice)	(JDL)	<u>H.B. No. 1585, H.D. 2, S.D. 1</u> "RELATING TO GUARDIANSHIP." (Recommends passage on <u>SECOND</u> <u>READING</u> and placement on the calendar for Third Reading)
<u>3022</u> (48 Hrs. Notice)	(JDL)	<u>H.B. No. 1651, H.D. 2, S.D. 1</u> "RELATING TO CLASS C FELONIES." (Recommends passage on <u>SECOND</u> <u>READING</u> and placement on the calendar for Third Reading)
<u>3023</u>	(JDL)	<u>H.B. No. 2161, H.D. 1, S.D. 1</u> "RELATING TO THE DISABILITY COMPENSATION DIVISION." (Recommends passage on <u>SECOND</u> <u>READING</u> and referral to WAM)
<u>3024</u>	(JDL)	<u>H.B. No. 2445, H.D. 1, S.D. 1</u> "RELATING TO PUBLIC EMPLOYEES." (Recommends passage on <u>SECOND</u> <u>READING</u> and referral to WAM)
<u>3025</u>	(JDL)	<u>H.B. No. 2446, H.D. 2, S.D. 1</u> "RELATING TO SEPARATION BENEFITS." (Recommends passage on <u>SECOND</u> <u>READING</u> and referral to WAM)
<u>3026</u>	(JDL)	<u>H.B. No. 2605, H.D. 1, S.D. 1</u> "RELATING TO LABOR." (Recommends passage on <u>SECOND</u> <u>READING</u> and referral to WAM)

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| 3027 | (JDL) | H.B. No. 2606, H.D. 2, S.D. 1
"RELATING TO THE EMPLOYEES'
RETIREMENT SYSTEM."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 3028 | (JDL) | H.B. No. 2722, H.D. 1, S.D. 1
"RELATING TO UNEMPLOYMENT."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 3029 | (HMS/CPH) | H.B. No. 2540, H.D. 1
"RELATING TO PERSONS WITH
DISABILITIES."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 3030 | (EDU) | H.B. No. 1713, H.D. 2, S.D. 1
"RELATING TO ETHICS."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JDL) |
| 3031 | (EDU) | H.B. No. 1787, H.D. 2, S.D. 1
"RELATING TO EDUCATION."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to JDL/WAM) |
| 3032 | (EDU) | H.B. No. 2205, H.D. 1, S.D. 1
"RELATING TO CHARTER SCHOOLS."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |
| 3033 | (GVO) | H.B. No. 2544, H.D. 2
"RELATING TO CONSTRUCTION
CONTRACTS."
(Recommends passage on <u>SECOND</u>
<u>READING</u> and referral to WAM) |

- [3034](#) (GVO) [H.B. No. 2146, H.D. 1](#)
"RELATING TO WAILUKU
PROPERTIES."
(Recommends passage on SECOND
READING and referral to WAM)
- [3035](#) (GVO) [H.B. No. 2060, H.D. 1, S.D. 1](#)
"RELATING TO PROCUREMENT."
(Recommends passage on SECOND
READING and referral to WAM)
- [3036](#) (GVO) [H.B. No. 2051, H.D. 1, S.D. 1](#)
"RELATING TO THE STATE BUILDING
CODE COUNCIL."
(Recommends passage on SECOND
READING and referral to WAM)
- [3037](#) (HWN) [H.B. No. 1932, H.D. 2, S.D. 1](#)
"RELATING TO THE DEPARTMENT OF
HAWAIIAN HOME LANDS."
(Recommends passage on SECOND
READING and referral to WAM/JDL)
- [3038](#) (PSM/JDL) [H.B. No. 210, H.D. 1, S.D. 1](#)
"RELATING TO APPROPRIATIONS TO
THE DEPARTMENT OF THE
PROSECUTING ATTORNEY OF THE
CITY AND COUNTY OF HONOLULU."
(Recommends passage on SECOND
READING and referral to WAM)
- [3039](#) (PSM/JDL) [H.B. No. 1404, H.D. 1, S.D. 1](#)
"MAKING AN APPROPRIATION TO THE
HAWAII COUNTY OFFICE OF THE
PROSECUTING ATTORNEY."
(Recommends passage on SECOND
READING and referral to WAM)

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| 3040 | (PSM) | H.B. No. 1907, H.D. 2, S.D. 1
"RELATING TO SEXUAL ASSAULT."
(Recommends passage on <u>SECOND READING</u> and referral to JDL/WAM) |
| 3041 | (PSM/WLA) | H.B. No. 2617, H.D. 1, S.D. 1
"RELATING TO LAND USE."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3042 | (CPH) | H.B. No. 1669, H.D. 2, S.D. 1
"RELATING TO PUBLIC ACCOUNTANCY."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3043 | (CPH) | H.B. No. 1897, H.D. 1, S.D. 1
"RELATING TO INSURANCE COVERAGE OF HEALTH SCREENINGS."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |
| 3044
(48 Hrs. Notice) | (JDL) | H.B. No. 1668, S.D. 1
"RELATING TO THE USE OF A DOG IN JUDICIAL PROCEEDINGS."
(Recommends passage on <u>SECOND READING</u> and placement on the calendar for Third Reading) |
| 3045 | (JDL) | H.B. No. 1046, H.D. 2, S.D. 1
"RELATING TO WRONGFUL IMPRISONMENT."
(Recommends passage on <u>SECOND READING</u> and referral to WAM) |

- [3046](#) (JDL) [H.B. No. 1654, H.D. 1, S.D. 1](#)
"RELATING TO ABSENTEE BALLOTS."
(Recommends passage on SECOND
READING and referral to WAM)
- [3047](#) (JDL) [H.B. No. 2009, H.D. 1, S.D. 1](#)
"RELATING TO HOISTING MACHINE
OPERATORS."
(Recommends passage on SECOND
READING and referral to WAM)
- [3048](#) (JDL) [H.B. No. 2121, H.D. 3, S.D. 1](#)
"RELATING TO LEGAL SERVICES."
(Recommends passage on SECOND
READING and referral to WAM)
- [3049](#) (JDL) [H.B. No. 2279, H.D. 2, S.D. 1](#)
"MAKING APPROPRIATIONS FOR
CLAIMS AGAINST THE STATE, ITS
OFFICERS, OR ITS EMPLOYEES."
(Recommends passage on SECOND
READING and referral to WAM)
- [3050](#) (JDL) [H.B. No. 2353, H.D. 2, S.D. 1](#)
"RELATING TO EXEMPTIONS FROM
CIVIL SERVICE."
(Recommends passage on SECOND
READING and referral to WAM)
- [3051](#) (JDL/CPH) [H.B. No. 2363, H.D. 1, S.D. 1](#)
"RELATING TO LABOR."
(Recommends passage on SECOND
READING and referral to WAM)

3052	(JDL)	H.B. No. 2472, H.D. 1, S.D. 1 "RELATING TO THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS." (Recommends passage on <u>SECOND</u> <u>READING</u> and referral to WAM)
3053	(JDL)	H.B. No. 2715, H.D. 2, S.D. 1 "RELATING TO WORKERS' COMPENSATION." (Recommends passage on <u>SECOND</u> <u>READING</u> and referral to WAM)
3054	(JDL)	H.B. No. 1683, H.D. 1 "RELATING TO FAMILY LEAVE." (Recommends passage on <u>SECOND</u> <u>READING</u> and referral to WAM)

Papahana O Ka Lā
ORDER OF THE DAY

DEFERRED MATTERS – AGREE/DISAGREE

HSE. COM. NO.

REFERRAL

363	S.B. No. 2312, S.D. 1, H.D. 1 "RELATING TO THE PENAL CODE."(Sexual Conduct; Promotion of Child Abuse; Obscenity)	AGREE/DISAGREE
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A‘oa‘o A ‘Ae
ADVISE AND CONSENT

[2985](#)

HWN

[Status & Testimony](#)

[G.M. No. 607](#)

"Submitting for consideration and confirmation to the Hawaiian Homes Commission, Gubernatorial Nominee, WREN WESCOATT, III, for a term to expire 06-30-2019."

‘Ōlelo Ho‘oholo E Koho Pāloka ‘Ia
ADOPT RESOLUTIONS

[2986](#)

TSI

[Prior Versions/Status & Testimony](#)

[S.C.R. No. 20, S.D. 1](#)

"ESTABLISHING A SISTER STATE RELATIONSHIP BETWEEN THE STATE OF HAWAI‘I OF THE UNITED STATES OF AMERICA AND THE STATE OF GOA OF THE REPUBLIC OF INDIA."
(AMENDED TITLE)

[2987](#)

EDU

[Prior Versions/Status & Testimony](#)

[S.C.R. No. 43, S.D. 1](#)

"REQUESTING THE STATE PUBLIC CHARTER SCHOOL COMMISSION TO CONVENE A WORKING GROUP TO EVALUATE THE FEASIBILITY OF ESTABLISHING A HIGH SCHOOL DIPLOMA GRANTING PUBLIC CHARTER SCHOOL PROGRAM FOR ADULT LEARNERS."

[2988](#)

EDU

[Prior Versions/Status &
Testimony](#)

[S.R. No. 21, S.D. 1](#)

"REQUESTING THE STATE PUBLIC CHARTER SCHOOL COMMISSION TO CONVENE A WORKING GROUP TO EVALUATE THE FEASIBILITY OF ESTABLISHING A HIGH SCHOOL DIPLOMA GRANTING PUBLIC CHARTER SCHOOL PROGRAM FOR ADULT LEARNERS."

Heluhelu 'Ekolu
THIRD READING

[\(See Stand. Com. Rep. No. 2937\)](#)

[Prior Versions/Status & Testimony](#)

[H.B. No. 2362, H.D. 2, S.D. 1](#)

"RELATING TO THE HAWAII WORKFORCE DEVELOPMENT COUNCIL." - (JDL)

(Workforce Development Council;
Composition; Duties)

[\(See Stand. Com. Rep. No. 2938\)](#)

[Prior Versions/Status & Testimony](#)

[H.B. No. 2448, H.D. 1, S.D. 1](#)

"RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSES OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS." - (JDL)

(Revision Bill)

Ho'ouana Kōmike Ho'olohe A Ho'ouana Hou Paha
REFERRALS AND RE-REFERRALS

Ho‘oka‘a‘ike ‘Ē A‘e
MISCELLANEOUS COMMUNICATIONS: None

Hana ‘Ē A‘e
MISCELLANEOUS BUSINESS

Ho‘olaha
ANNOUNCEMENTS

Ho‘olauna Ma Ka ‘Ākoakoa Nui

- Floor Presentation for Thursday, March 24, 2016:

CONGRATULATING AND HONORING THE 2015 INDUCTEES INTO THE
OUTRIGGER DUKE KAHANAMOKU FOUNDATION WATERMAN HALL OF
FAME.

Papamanawa Ho‘olohe Palapala

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE & TIME</u>	<u>ROOM</u>
EDU	3/23/2016 1:15 PM	229
EET	3/23/2016 1:15 PM	414
EET/HOU	3/23/2016 1:30 PM	414
HOU	3/23/2016 1:30 PM	414
PSM/HOU	3/23/2016 1:30 PM	414
WLA/TSI	3/23/2016 2:45 PM	224
CPH	3/24/2016 9:00 AM	229
WAM	3/24/2016 9:00 AM	211
EET/HEA	3/24/2016 1:15 PM	224
HMS/HOU	3/24/2016 1:15 PM	016
PSM	3/24/2016 1:15 PM	229
HMS	3/24/2016 1:20 PM	016
HEA/GVO	3/24/2016 1:25 PM	224
HEA	3/24/2016 2:00 PM	224
PSM	3/24/2016 2:00 PM	229
JDL	3/28/2016 9:00 AM	016
CPH	3/28/2016 9:45 AM	229
EDU/CPH	3/28/2016 10:00 AM	229
EDU/WLA	3/28/2016 12:45 PM	229
EET/TRE	3/28/2016 1:15 PM	414
HWN/WLA	3/28/2016 1:15 PM	016
TRE/EET	3/28/2016 1:15 PM	414
WLA/HWN	3/28/2016 1:15 PM	016
HWN	3/28/2016 1:16 PM	016

EET	3/28/2016 1:20 PM	414
HWN/CPH	3/28/2016 1:30 PM	016
HWN/HEA	3/28/2016 1:45 PM	016
EET/WLA	3/28/2016 2:45 PM	224
WLA/EET	3/28/2016 2:45 PM	224
HOU/WLA	3/28/2016 2:55 PM	224
WLA	3/28/2016 3:00 PM	224
CPH	3/29/2016 9:00 AM	229
HMS	3/29/2016 1:15 PM	016
TRE	3/29/2016 2:45 PM	229
JDL	3/30/2016 9:30 AM	016
CPH	4/1/2016 9:30 AM	229
WLA	4/4/2016 2:45 PM	224
WLA	4/4/2016 2:50 PM	224
WLA	4/4/2016 2:55 PM	224
TSI	4/6/2016 2:45 PM	225
HWN	4/15/2016 1:15 PM	016

- Senate Session will convene at 11:30 a.m. on Thursday, March 24, 2016.

Ke Pani ‘Ana
ADJOURNMENT