

TWENTY-NINTH DAY

Tuesday, March 17, 2015

The House of Representatives of the Twenty-Eighth Legislature of the State of Hawaii, Regular Session of 2015, convened at 12:10 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Angus L.K. McKelvey, after which the Roll was called showing all Members present with the exception of Representatives Souki and Ward, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Eighth Day was deferred.

INTRODUCTIONS

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

Representative McKelvey introduced Chief Justice Mark Recktenwald.

Representative Rhoads introduced Mr. Rodney Maile, Administrative Director of the Courts.

Representative Keohokalole introduced his wife, Ku'ulani Keohokalole, and his son, Kaleo.

Representative Kawakami introduced the Caires family from Kauai.

Representative Lowen introduced her Office Manager, Anna Kelly.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 161) was announced by the Clerk and the following action taken:

H.R. No. 161, entitled: "HOUSE RESOLUTION CONGRATULATING CATHERINE CAINE AS THE 2015 HAWAII STATE TEACHER OF THE YEAR, JAMIE TAKAMURA AS THE 2015 CENTRAL DISTRICT TEACHER OF THE YEAR, MASARU UCHINO AS THE 2015 LEEWARD DISTRICT TEACHER OF THE YEAR, ELIZABETH FRILLES AS THE 2015 WINDWARD DISTRICT TEACHER OF THE YEAR, DAVID HUITT AS THE 2015 HAWAII DISTRICT TEACHER OF THE YEAR, RICHARD ARASE AS THE 2015 MAUI DISTRICT TEACHER OF THE YEAR, AND MARLY MADAYAG AS THE 2015 KAUAI DISTRICT TEACHER OF THE YEAR," was jointly offered by Representatives Takumi and Ohno.

Representative Takumi moved that H.R. No. 161 be adopted, seconded by Representative Ohno.

Representative Takumi recognized teachers as people who influence our lives and shape the way we look at the world, and congratulated and introduced honorees seated on the Floor of the House:

Ms. Catherine Caine, 2015 Hawaii State Teacher of the Year/2015 Honolulu District Teacher of the Year, Waikiki Elementary School. She was accompanied by Ms. Bonnie Tabor, Principal, who was seated in the gallery.

Mr. Masaru Uchino, 2015 Leeward District Teacher of the Year, Momilani Elementary School. He was accompanied by Mrs. Doreen Higa, Principal; Mrs. Leona Uyesato; and Mr. Dwayne Yuen, who were seated in the gallery.

Representative Ohno congratulated and introduced additional honorees seated on the Floor of the House:

Ms. Marly Madayag, 2015 Kauai District Teacher of the Year, Kalaheo Elementary School.

Mr. Richard Arase, 2015 Maui District Teacher of the Year, Maui Waena Intermediate School, who was not able to be here.

Mr. David Huitt, 2015 Hawaii District Teacher of the Year, Kealakehe High School. He was accompanied by Ms. Erin Thompson, who was seated in the gallery.

Ms. Elizabeth Frilles, 2015 Windward District Teacher of the Year, Olomana School. She was accompanied by her friends and family who were seated in the gallery: Mr. Adrian Frilles, husband; Ms. Rhoda Lee, John Wallman and Toby Wallman; Colleagues: Ms. Rene Iwamoto, Ms. Pam Tong, Mr. Sean Fenn, Ms. Ellen Schroeder, Ms. Ellen Nishioka, Ms. Debbie Heyler and daughter Emily Heyler; Ms. Stacey Oshio, Principal; Ms. Lisa Mendonca, Vice-Principal; Mr. Thomas "Tee" Swan, Vice-Principal, and his family Mrs. Yulia Swan, Elizabeth Swan, Sevastyan Swan, Maria Swan, Noah Swan, Valentina Dengacheva and Daria Dengacheva.

Ms. Jamie Takamura, 2015 Central District Teacher of the Year, Red Hill Elementary School. She was accompanied by friends and family who were seated in the gallery: Noren Takamura, Deborah Takamura, Erin Takamura-Luu, Elaine Sato, Sally Asato, Amy Miyazono, Janis Anzai, Jeri Lau, Tayeden Lau, Ashley Hirowatari and Sharon Hirowatari.

Representative Kobayashi recognized Ms. Catherine Caine, the second winner for Hawaii State Teacher of the Year from Waikiki Elementary School, and congratulated her on being selected as one of four finalists for the National Teacher of the Year Award.

The motion was put to vote by the Chair and carried, and H.R. No. 161 was adopted, with Representatives Fukumoto Chang, Souki and Ward being excused.

The following resolution (H.R. No. 162) was announced by the Clerk and the following action taken:

H.R. No. 162, entitled: "HOUSE RESOLUTION HONORING THE HAWAII STATE HONOREES AND DISTINGUISHED FINALISTS FOR THE 2015 PRUDENTIAL SPIRIT OF COMMUNITY AWARDS," was offered by Representative Creagan.

Representative Creagan moved that H.R. No. 162 be adopted, seconded by Representative Johanson.

Representative Creagan recognized the hard work, selflessness and heart of the Prudential Spirit of Community Award winners, and introduced the following honoree seated on the Floor of the House:

Mr. Todd Thakar, Vice President for Government Affairs, Prudential Financial.

Representative Hashem commended the volunteerism of and introduced the following Prudential Spirit of Community Award Distinguished Finalist seated on the Floor of the House:

Ms. Jillian Madanay, Junior at Lutheran High School of Hawaii. She was accompanied by her parents, Dr. Lynn and Lauri Madanay; grandparents, Dave and Betti Myers; aunt, Yvonne Reese; Mr. Rod Maile, Administrative Director of the Courts; Chief Justice Mark E. Recktenwald; and Ms. Jasmine Mau-Mukai, Director, Children's Justice Center, who were seated in the gallery.

Representative Woodson congratulated the admirable accomplishments of and introduced the following Prudential Spirit of Community Award Distinguished Finalist seated on the Floor of the House:

Ms. Jasmine Doan, Senior at Seabury Hall School. She was accompanied by her father, Mr. Jason Doan; uncle and aunt, Thom and Katherine Doan; and Headmaster, Mr. Joseph Schmidt, who were seated in the gallery.

Representative Tokioka congratulated and introduced the following Prudential Spirit of Community Award State Honoree seated on the Floor of the House:

Ms. Kaytlen Akau, 8th grader at Chiefess Kamakahalei Middle School. She was accompanied by her mother, Teresa Caires; sister, Britnee Akau; and grandmother, Susan Caires, who were seated in the gallery.

Representative Johanson honored and introduced the following Prudential Spirit of Community Award State Honoree seated on the Floor of the House:

Ms. Alexandra Skrocki, Senior at Radford High School. She was accompanied by her parents, Tom and Cheryl Skrocki; sister, Madeline Skrocki; and Assistant Principal, Mr. Richard Shimabukuro, who were seated in the gallery.

The motion was put to vote by the Chair and carried, and H.R. No. 162 was adopted, with Representatives Fukumoto Chang, Hashem, Souki and Ward being excused.

At 12:42 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:56 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 913) recommending that S.B. No. 181, SD 1 pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 181, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was referred to the Committee on Education, with Representatives Creagan, Fukumoto Chang, Hashem, Luke, Souki, Tokioka and Ward being excused.

Representative Kawakami, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 914), recommending that H.R. No. 33 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 33, entitled: "HOUSE RESOLUTION REQUESTING A STUDY REGARDING THE NEED TO INCREASE THE DOLLAR THRESHOLD THAT DETERMINES WHETHER A SMALL PURCHASE IS EXEMPT FROM SMALL PURCHASE PROCUREMENT PROCEDURES," was referred to the Committee on Finance, with Representatives Creagan, Fukumoto Chang, Hashem, Luke, Souki, Tokioka and Ward being excused.

Representative Kawakami, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 915), recommending that H.C.R. No. 65 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 65, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY REGARDING THE NEED TO INCREASE THE DOLLAR THRESHOLD THAT DETERMINES WHETHER A SMALL PURCHASE IS EXEMPT FROM SMALL PURCHASE PROCUREMENT PROCEDURES," was referred to the Committee on

Finance, with Representatives Creagan, Fukumoto Chang, Hashem, Luke, Souki, Tokioka and Ward being excused.

Representatives Kawakami and Ito, for the Committee on Economic Development & Business and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 916) recommending that H.R. No. 28 be adopted.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committees was adopted and H.R. No. 28, entitled: "HOUSE RESOLUTION COMMEMORATING THE THIRTIETH ANNIVERSARY OF HAWAII'S SISTER-STATE RELATIONSHIP WITH THE GUANGDONG PROVINCE," was adopted, with Representatives Creagan, Fukumoto Chang, Hashem, Luke, Souki and Ward being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 917) recommending that H.C.R. No. 53, as amended in HD 1, be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 53, HD 1 be adopted, seconded by Representative Evans.

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I stand in strong support. But just a word of caution. I guess I want to note that when you call a constitutional convention, it can pretty much be opened up to anything. So despite the fact that there is a call for this one issue, people should just be aware that once one is called, anything can go on the table. Thank you."

Representative Ing rose to speak in support of the measure, stating:

"In support. I need to echo that sentiment. Also, there's the fact that 36 mostly red states have already called for a balanced budget amendment, which could be opened up in the Con-Con if this were to pass, which is why an organization like Common Cause isn't supporting this. Thank you."

Representative San Buenaventura rose to speak in support of the measure, stating:

"In strong support. This resolution says specifically, limits the authority of the Con-Con to that of this specific topic, and in fact we remove authority if it goes beyond. We had the Attorney General testify for the limiting language, and I believe this addresses the prior Representatives' concerns. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 53, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO CONVENE A CONSTITUTIONAL CONVENTION TO PROPOSE A CONSTITUTIONAL AMENDMENT TO OVERTURN THE UNITED STATES SUPREME COURT'S DECISION IN *CITIZENS UNITED V. FEDERAL ELECTION COMMISSION*," was adopted, with Representatives Creagan, Fukumoto Chang, Hashem, Luke, Souki and Ward being excused.

ADJOURNMENT

At 1:00 o'clock p.m., on motion by Representative Evans, seconded by Representative Tupola and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, March 18, 2015. (Representatives Creagan, Fukumoto Chang, Hashem, Souki and Ward were excused.)