

THIRTY-FOURTH DAY

Tuesday, March 22, 2016

The House of Representatives of the Twenty-Eighth Legislature of the State of Hawaii, Regular Session of 2016, convened at 12:09 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Pastor Peter Kamakawiwoole of Calvary Church of the Pacific, after which the Roll was called showing all Members present with the exception of Representatives Cachola, Hashem, Kawakami, Kong, Pouha, Rhoads and Say, who were excused.

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

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 357) was received and announced by the Clerk:

Sen. Com. No. 357, transmitting S.C.R. No. 49, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO ENDORSE THE "SCREEN AT 23" CAMPAIGN THAT SCREENS ADULT ASIAN AMERICANS FOR TYPE 2 DIABETES AT A BODY MASS INDEX OF 23," which was adopted by the Senate on March 21, 2016.

INTRODUCTIONS

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

Representative Oshiro introduced his friend and constituent, Mr. Nestor Muyot.

Representative Ward introduced Mrs. May Price, wife of Larry Price.

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 RECOGNIZING AND COMMENDING THE PERRY AND PRICE SHOW FOR THEIR ACHIEVEMENTS AND CONTRIBUTIONS TO THE STATE OF HAWAII," was jointly offered by Representatives Souki, Evans, Ito, Mizuno and Saiki.

Representative Souki moved that H.R. No. 161 be adopted, seconded by Representative Brower.

Representative Souki, as a faithful listener of the Perry and Price Show on KSSK for over 30 years, commended Perry and Price on being strong proponents of good government and for their service in the community, and congratulated and introduced honorees who were seated on the Floor of the House:

Dr. Larry Price, Co-host of the Perry and Price show, former head coach of the Hawaii Rainbow Warriors; and

Mr. Michael W. Perry, Co-host of the Perry and Price show, former host of the Hawaiian Moving Company.

Representative Brower, as a former radio broadcaster and talk show host, shared his memories of working with the honorees and how he learned about life, being local and being human from them, noted their many accomplishments and how their radio show has had a deep impact in

Hawaii's history and pop culture, recognized them as true Ambassadors of Aloha, and thanked them for their continued service.

Representative McDermott acknowledged how humble and giving the honorees are, how their life is about giving their time, talent and treasure to other people, and how they never forget the men and women in uniform.

Representative Say thanked Dr. Price for his work through the Oahu Interscholastic Association Foundation supporting public schools, and thanked Mr. Perry on behalf of Auntie Edith Leong for his work on the Board of Directors of the Rehabilitation Hospital of the Pacific.

Representative McKelvey, as a member of Generation X, acknowledged how Perry and Price were household names growing up, and noted how Speaker Souki and Dr. Price met each other years ago in the boxing ring.

Vice Speaker Mizuno introduced Mrs. May Price, wife of Dr. Price, who was seated in the gallery.

The motion was put to vote by the Chair and carried, and H.R. No. 161 was adopted, with Representatives Cachola, Kawakami, Kong, Pouha and Rhoads 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 RECOGNIZING AND COMMENDING THE COLLABORATION BETWEEN THE HONOLULU SHRINERS HOSPITALS FOR CHILDREN AND THE ALOHA SHRINERS," was jointly offered by Representatives Morikawa, Mizuno and Belatti.

Representative Morikawa moved that H.R. No. 162 be adopted, seconded by Representative Belatti.

Representative Morikawa recognized the history of the Aloha Shriners and the Shriners Hospital for Children, Honolulu, and commended and thanked them for their hard work and dedication to serving children and families in the State of Hawaii and across the Pacific Region.

Representative Belatti acknowledged the hard work, dedication and generous spirit of Aloha Shriners and the Shriners Hospital for Children in Honolulu, and introduced honorees who were seated on the Floor of the House:

Dr. Graham Fedorak, M.D., Pediatric Orthopedic Surgeon, Shriners Hospital for Children, Honolulu;
Mr. Mark Leo, Assistant Rabban, Aloha Temple;
Mr. Chris Acosta, Chief Rabban, Aloha Temple;
Mr. Donald J. "Zeke" Schmus, Chairman, Board of Governors, Shriners Hospital for Children, Honolulu;
Tehina Devera, Shriners patient ambassador;
Ms. Leana Devera, Tehina's mother; and
Ms. Angela Keen, Provider Relations Officer, Shriners Hospital for Children, Honolulu.

Representative Woodson recognized Tehina Devera, a three-year-old patient at Shriners Hospital, who at the age of 13 months was diagnosed with mild spastic cerebral palsy and other brain malfunctions, and noted how much she has achieved and overcome thanks to the help of the Shriners Hospital.

Representative Woodson also recognized guests who were seated in the gallery: from Aloha Shriners, Mr. Dino Fernandez, Mr. Garry Liggitt, Mr. Aaron Daguio, Mr. Nestor Muyot, Mr. David Floreindo; and Tahina's grandparents, Mr. and Mrs. Gary and Anna Germano.

Representative Yamane thanked the honorees for their countless hours of volunteer work and work fundraising to help the children throughout the Pacific.

Representative San Buenaventura recognized how Shriners has helped countless children throughout the State of Hawaii, and honored Mr. Chris Acosta, who volunteered in her office last session.

Representative Ing thanked Shriners Hospital for their help when his brother was hit by a car a week before their father passed away, and remembered how they took care of his brother physically, helped them financially, and helped heal their wounds emotionally.

Representative Nakashima acknowledged and thanked the Shriners for supporting people in rural areas, including the Hamakua community.

Representative Jordan thanked the Shriners for their great work within our community, acknowledged how they helped a young man from her community, and honored the work they do with youth and continuing through their lives.

The motion was put to vote by the Chair and carried, and H.R. No. 162 was adopted, with Representatives Kawakami, Kong, Pouha and Rhoads being excused.

At 12:44 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 Tsuji, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1134-16) recommending that H.R. No. 144 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. 144, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE PLANT QUARANTINE BRANCH OF THE DEPARTMENT OF AGRICULTURE," was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Tsuji, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1135-16) recommending that H.C.R. No. 198 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. 198, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE PLANT QUARANTINE BRANCH OF THE DEPARTMENT OF AGRICULTURE," was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Ing, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1136-16) recommending that H.C.R. No. 189 be referred to the Committee on Transportation.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 189, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE AND COUNTY DEPARTMENTS OF TRANSPORTATION TO ADD HAWAIIAN DIACRITICAL MARKS WHERE APPROPRIATE TO ALL STREET SIGNS AND PLACE NAME SIGNS ALONG HIGHWAYS AND ROADWAYS UPON THE REPLACEMENT OF SUCH SIGNS," was referred to the Committee on Transportation, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Ing, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1137-16) recommending that H.C.R. No. 190 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 H.C.R. No. 190, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION'S OFFICE OF HAWAIIAN EDUCATION TO CONDUCT A STUDY ON HOW TO PROVIDE ACCESS TO INSTRUCTION IN THE HAWAIIAN LANGUAGE IN ALL PUBLIC SCHOOLS STATEWIDE," was referred to the Committee on Education, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

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

(Stand. Com. Rep. No. 1138) recommending that H.R. No. 17 be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1139) recommending that H.C.R. No. 49 be referred to the Committee on Finance.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 17; and H.C.R. No. 49 be referred to the Committee on Finance, seconded by Representative Evans.

Representative Thielen rose and asked that the Clerk record a no vote for her on both measures, and the Chair "so ordered."

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

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

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

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

"In support, Mr. Speaker. I'd just like to point out, can't have fixed terms for justices if they're not appointed. 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. 17, entitled: "HOUSE RESOLUTION URGING A CONSTITUTIONAL AMENDMENT TO ESTABLISH FIXED TERMS FOR JUSTICES OF THE SUPREME COURT OF THE UNITED STATES," was referred to the Committee on Finance, with Representatives Tupola and Ward voting aye with reservations, with Representatives McDermott and Thielen voting no, and with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused; and

H.C.R. No. 49, entitled: "HOUSE CONCURRENT RESOLUTION URGING A CONSTITUTIONAL AMENDMENT TO ESTABLISH FIXED TERMS FOR JUSTICES OF THE SUPREME COURT OF THE UNITED STATES," was referred to the Committee on Finance, with Representatives Tupola and Ward voting aye with reservations, with Representatives McDermott and Thielen voting no, and with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

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

(Stand. Com. Rep. No. 1140) recommending that H.R. No. 44 be referred to the Committee on Legislative Management; and

(Stand. Com. Rep. No. 1141) recommending that H.C.R. No. 82 be referred to the Committee on Legislative Management.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 44; and H.C.R. No. 82 be referred to the Committee on Legislative Management, seconded by Representative Evans.

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

"Thank you, Mr. Speaker. Fiftieth Anniversary resolution, right? In strong support and would hope that we could look at getting the dancing lights installed by then to have a real, true celebration. Thank you very much."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 44, entitled: "HOUSE RESOLUTION ESTABLISHING A TASK FORCE TO PLAN AND COORDINATE THE CELEBRATION OF THE FIFTIETH ANNIVERSARY OF THE HAWAII STATE CAPITOL," was referred to the Committee on Legislative Management, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused; and

H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO PLAN AND COORDINATE THE CELEBRATION OF THE FIFTIETH ANNIVERSARY OF THE HAWAII STATE CAPITOL," was referred to the Committee on Legislative Management, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1142-16) recommending that H.C.R. No. 161 be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 161, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO AUTHORIZE THE ESTABLISHMENT OF A MONUMENT IN HILO ON STATE LAND IN HONOR OF THE LATE SENATOR GILBERT KAHELE," was referred to the Committee on Water & Land, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1143-16) recommending that H.C.R. No. 73, as amended in HD 1, be referred to the Committee on Transportation.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 73, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING APPROPRIATE STATE AND COUNTY AGENCIES TO COLLABORATE TO ISSUE MULTI-DESIGNATION SPECIAL LICENSE PLATES TO PERSONS WHO QUALIFY FOR MORE THAN ONE SPECIAL LICENSE PLATE," was referred to the Committee on Transportation, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Tsuji, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1144-16) recommending that S.B. No. 2803, SD 2 pass Second Reading and 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 S.B. No. 2803, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE AGRICULTURAL LOAN REVOLVING FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Takayama, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1145-16) recommending that S.B. No. 2484 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2484 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative McDermott rose to speak in opposition to the measure, stating:

"No vote, Mr. Speaker, and I note that it does raise a fee. Thank you, sir."

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

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

Representative Tupola rose and asked that the Clerk record an aye vote with reservations for her, 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. 2484, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was referred to the Committee on Finance, with Representatives Ing, Tupola and Ward voting aye with reservations, with Representative McDermott voting no, and with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Takayama, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1146-16) recommending that S.B. No. 2916, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2916, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Takayama, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1147-16) recommending that S.B. No. 2193, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2193, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Morikawa, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1148-16) recommending that S.B. No. 2811, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2811, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL RIGHTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Morikawa, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1149-16) recommending that S.B. No. 2873 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2873, entitled: "A BILL FOR AN ACT RELATING TO ORDERS FOR IMMEDIATE PROTECTION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Morikawa, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1150-16) recommending that S.B. No. 2669, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2669, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL WORKERS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Yamane, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1151-16) recommending that S.B. No. 2802, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2802, SD 1, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

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

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

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

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

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

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

"Mr. Speaker, with reservations. And my reservations stand in regards to traditional and cultural practices. Mr. Speaker, I don't understand why our current law isn't adequate as it stands at this moment in time, but I'll wait to see what comes out of Judiciary. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2802, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING ON PRIVATE LANDS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Fukumoto Chang, Jordan, Matsumoto, McDermott, Thielen, Tupola and Ward voting aye with reservations, and with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1152-16) recommending that S.B. No. 2556, SD 1, as amended in HD 1, pass Second Reading and 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 S.B. No. 2556, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ANNUAL REQUIRED CONTRIBUTION FOR THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST

FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1153-16) recommending that S.B. No. 3081, SD 1, as amended in HD 1, pass Second Reading and 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 S.B. No. 3081, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1154-16) recommending that S.B. No. 2896, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2896, SD 1, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Evans.

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

"Mr. Speaker, I have reservations on this. The only reason is, some people just don't read their email or they get too much junk, and I hate to have that as the notification means. I look forward to hearing more about it in CPC."

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

"Thank you, Mr. Speaker. Same reasons, with reservations."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2896, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PREVENTION OF UNFAIR LABOR PRACTICES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives McDermott and Thielen voting aye with reservations, and with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1155-16) recommending that S.B. No. 3000, SD 1, as amended in HD 1, pass Second Reading and 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 S.B. No. 3000, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1156-16) recommending that S.B. No. 2838, SD 1 pass Second Reading and 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 S.B. No. 2838, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENTS OF THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1157-16) recommending that S.B. No. 2346, SD 2, as amended in HD 1, pass Second Reading and 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 S.B. No. 2346, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1158-16) recommending that S.B. No. 2428, SD 2, as amended in HD 1, pass Second Reading and 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 S.B. No. 2428, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1159-16) recommending that S.B. No. 3036, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 3036, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1160-16) recommending that S.B. No. 2341, SD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2341, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RESPIRATORY THERAPISTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1161-16) recommending that S.B. No. 2540, as amended in HD 1, pass Second Reading and 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 S.B. No. 2540, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1162-16) recommending that S.B. No. 2687, SD 1, as amended in HD 1, pass Second Reading and 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 S.B. No. 2687, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CANCER," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1163-16) recommending that S.B. No. 2181, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2181, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACCESS TO TREATMENT FOR TERMINALLY ILL PATIENTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1164-16) recommending that S.B. No. 2886, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2886, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm going to vote no on this. I would, as a courtesy to the Members, like my remarks from House Bill 2357 applied to this measure. And I think I am going to stop talking, because I was complaining about the age 14. I see here it's now 12. If I keep talking, it will be down to two by the time I'm done. So I'm just going to sit down, sir. Thank you," and the Chair "so ordered." (By reference only.)

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. A no vote, because of the age of 12. I think that is significantly too young. Thank you."

Representative Matsumoto rose in opposition to the measure and asked that the remarks of Representative Thielen be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Tupola rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. No vote, and request that my comments from HB 2357 be inserted in the Journal. Thank you," and the Chair "so ordered." (By reference only.)

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

Representative Jordan rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Jordan's written remarks are as follows:

"I stand with reservations. Today, we are talking about a 12-year-old child making a decision to seek professional mental health! To circumvent parental knowledge yet alone deny parental involvement in the care of their child's mental health issue could be viewed as disregarding parental rights.

"In the testimony, many organizations quoted suicide as one of the reasons this bill was needed, not to mention the lack of 'support' for children who are contemplating suicide.

"Yet, 'suicide prevention' (not to mention mental health 'support') is available to all children through the extensive DOE system, support hotlines, as well as other social groups.

"If the idea is to enhance a child's ability to talk to someone, I do believe the support systems currently exist and we as a governing body do not need to lower the age of consent. Hence my vote with reservations."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2886, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGE OF CONSENT FOR ADOLESCENT MENTAL HEALTH SERVICES," passed Second Reading and was referred to the Committee on Judiciary, with Representative Jordan voting aye with reservations, with Representatives Matsumoto, McDermott, Thielen, Tupola and Ward voting no, and with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1165-16) recommending that S.B. No. 2888, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2888, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

Representative Tupola rose and asked that the Clerk record an aye vote with reservations for her, 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. 2888, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH PROCEDURES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Jordan and Tupola voting aye with reservations, and with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representatives Belatti and Morikawa, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1166-16) recommending that S.B. No. 2213, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committees was adopted and S.B. No. 2213, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representatives Belatti and Morikawa, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1167-16) recommending that S.B. No. 2330, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committees was adopted and S.B. No. 2330, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

Representatives Belatti and Morikawa, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1168-16) recommending that S.B. No. 2560, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committees was adopted and S.B. No. 2560, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads being excused.

ANNOUNCEMENTS

Representative Belatti, for the Committees on Health and Consumer Protection & Commerce, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures on Wednesday, March 23, 2016, at 2:35 p.m. in Conference Room 325, and the Chair "so ordered."

H.C.R. No. 135, Requesting the Department of Commerce and Consumer Affairs to Establish a Health Care Task Force Within the Insurance Division to Develop a Plan to Improve the Delivery of Health Care in the State;

H.C.R. No. 157 and H.R. No. 108, Requesting the Insurance Division of the Department of Commerce and Consumer Affairs to Conduct a Survey of the Medical Professional Community to Determine the Extent of the Development of Accountable Care Organizations and Direct Primary Care or "Concierge Medicine" Within the Community and the Impact of These Business Arrangements on the Ability of Patients to Access Primary Care Services in the State; and

H.C.R. No. 149 and H.R. No. 100, Requesting a Sunrise Analysis of Mandatory Insurance Coverage for Certain Sexually Transmitted Disease Screenings.

Representative Aquino, for the Committee on Transportation, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Wednesday, March 23, 2016, at 10:30 a.m. in Conference Room 309, and the Chair "so ordered."

S.B. No. 2938, SD 2, Relating to Transportation.

Representative Ward: "Mr. Speaker, the fellowship luncheon will be held immediately following the session today in Room 437. Our speaker will be the same invocation speaker, Pastor Peter Kamakawiwoole, and luncheon will be prepared by the gentleman from Wahiawa. Thank you."

LATE INTRODUCTIONS

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

Representative Matsumoto introduced Ms. Celine Tali Silva, 2016 Miss East Oahu.

Representative Belatti introduced from American Diabetes Association: Ms. Leslie Lam, Market Director; Mr. Michael Chae, Regional Director; and Mr. Lawrence Duenas, Associate Director, Development and Community Health.

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, I'd like to request a moment of silence for the attack in Belgium. Thank you."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the victims of the Tuesday, March 22, 2016 Brussels attacks.

COMMITTEE REASSIGNMENTS

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

<u>H.R.</u> <u>Nos.</u>	<u>Re-referred to:</u>
31	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
78	Committee on Finance

H.C.R.

<u>Nos.</u>	<u>Re-referred to:</u>
67	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
115	Committee on Finance
124	Committee on Finance
143	Committee on Consumer Protection & Commerce, then to the Committee on Finance

S.B.

<u>Nos.</u>	<u>Re-referred to:</u>
2256, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
2788	Committee on Finance

ADJOURNMENT

At 1:09 o'clock p.m., on motion by Representative Evans, seconded by Representative Thielen and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, March 23, 2016. (Representatives Kawakami, Kobayashi, Kong, Luke, Pouha and Rhoads were excused.)