

FORTY-THIRD DAY

Wednesday, April 6, 2016

The House of Representatives of the Twenty-Eighth Legislature of the State of Hawaii, Regular Session of 2016, convened at 12:07 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Reverend Samuel L. Domingo of Kilohana United Methodist Church, after which the Roll was called showing all Members present with the exception of Representatives Fukumoto Chang, Ing, Rhoads and Thielen, who were excused.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 16) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 16, dated March 21, 2016, transmitting proposed changes to the FY 17 Executive Supplemental Budget for the Department of Accounting and General Services (DAGS), the Department of the Attorney General (AG), and the Department of Transportation (DOT).

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 390 through 402) were received and announced by the Clerk:

Sen. Com. No. 390, transmitting S.C.R. No. 31, SD 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE EXECUTIVE OFFICE ON AGING'S EFFORTS TO INCORPORATE A NO WRONG DOOR SYSTEM APPROACH INTO THE AGING AND DISABILITY RESOURCE CENTER HAWAII NETWORK," which was adopted by the Senate on April 5, 2016.

Sen. Com. No. 391, transmitting S.C.R. No. 32, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO RENAME A SECTION OF KAPULE HIGHWAY IN THE COUNTY OF KAUA'I AS THE KAUA'I VETERANS MEMORIAL HIGHWAY," which was adopted by the Senate on April 5, 2016.

Sen. Com. No. 392, transmitting S.C.R. No. 33, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO ASSIST THE STATE IN NEGOTIATING WITH THE FEDERAL GOVERNMENT FOR THE ACQUISITION OF THE FEDERAL DETENTION CENTER, HONOLULU," which was adopted by the Senate on April 5, 2016.

Sen. Com. No. 393, transmitting S.C.R. No. 34, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT LEGISLATION GRANTING BUDGET AUTONOMY, LEGISLATIVE AUTONOMY, AND STATEHOOD TO THE DISTRICT OF COLUMBIA," which was adopted by the Senate on April 5, 2016.

Sen. Com. No. 394, transmitting S.C.R. No. 41, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE STATE DEPARTMENT OF TRANSPORTATION AND DEPARTMENT OF PARKS AND RECREATION OF THE CITY AND COUNTY OF HONOLULU TO LANDSCAPE HAWAII'S PUBLIC HIGHWAYS AND ROADS BY PLANTING MORE TREES," which was adopted by the Senate on April 5, 2016.

Sen. Com. No. 395, transmitting S.C.R. No. 64, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE ANALYSIS OF MANDATORY HEALTH INSURANCE COVERAGE FOR NUTRITION AND LIFESTYLE PROGRAMS, INCLUDING AN ANALYSIS OF

MANDATORY INSURANCE COVERAGE FOR THE NATIONAL DIABETES PREVENTION PROGRAM OFFERED TO PATIENTS FOUND TO HAVE ABNORMAL BLOOD GLUCOSE," which was adopted by the Senate on April 5, 2016.

Sen. Com. No. 396, transmitting H.B. No. 2329, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," which passed Third Reading in the Senate on April 5, 2016.

Sen. Com. No. 397, transmitting H.B. No. 2494, entitled: "A BILL FOR AN ACT RELATING TO BLOOD GLUCOSE MONITORING," which passed Third Reading in the Senate on April 5, 2016.

Sen. Com. No. 398, transmitting H.B. No. 2639, entitled: "A BILL FOR AN ACT RELATING TO WIRELESS TELECOMMUNICATIONS SERVICE," which passed Third Reading in the Senate on April 5, 2016.

Sen. Com. No. 399, transmitting H.B. No. 901, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT VEHICLES," which passed Third Reading in the Senate on April 5, 2016.

Sen. Com. No. 400, transmitting H.B. No. 1894, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION," which passed Third Reading in the Senate on April 5, 2016.

Sen. Com. No. 401, transmitting H.B. No. 2084, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on April 5, 2016.

Sen. Com. No. 402, transmitting H.B. No. 2311, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REPORTING DEATHS TO STATE AGENCIES," which passed Third Reading in the Senate on April 5, 2016.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Evans and carried: (Representatives Fukumoto Chang, Ing, Rhoads and Thielen were excused.)

H.B. No. 901, (SD 1)
H.B. No. 1894, HD 1, (SD 1)
H.B. No. 2084, HD 2, (SD 1)
H.B. No. 2311, (SD 1)

INTRODUCTIONS

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

Representative Aquino introduced Mr. Jared Esselman, Director of State Government Affairs, AOPA; Mr. Robert Moore, President, General Aviation Council of Hawaii; and Mr. Scott Allan, Federal Aviation Administration.

At 12:15 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:42 o'clock p.m.

Representative Ichiyama introduced her former neighbors, Aunty Julie Slade and Jordan Slade from Rome, Italy.

ORDER OF THE DAY**SUSPENSION OF RULES**

On motion by Representative Evans, seconded by Representative Pouha and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Nishimoto, Rhoads and Thielen were excused.)

UNFINISHED BUSINESS

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1446-16) recommending that S.B. No. 2607, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2607, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO STUDENT DATA MANAGEMENT," passed Third Reading by a vote of 49 ayes, with Representatives Rhoads and Thielen being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1447-16) recommending that S.B. No. 2886, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2886, SD 2, HD 2 pass Third Reading, seconded by Representative Evans.

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

"Mr. Speaker, I'll be brief. I'd like to cast a no vote and I'd like my remarks from the previous readings to be referenced as I speak. My concern, as I've already spoken about previously which I won't go over again, but the main thing that bothers me is creating the statutory framework at age 14. I can see in the out years as we're doing this, and of course I talked about how we were doing it before, that this could cause problems, unforeseen consequences that we're not even thinking about today. So, those are my concerns and they are heartfelt. Thank you, sir," and the Chair "so ordered." (By reference only.)

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

"Mr. Speaker, I'll just be voting with reservations. My reservations stem from the fact that, given the current structure of the bill, the licensed mental treatment health professionals own pecuniary interest might override other concerns that are not being reviewed by any third party, such as the family court. So, those are my concerns right now. Thank you."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as her own, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in support of Senate Bill 2886, SD 2, HD 2, with reservations. The intent of the bill is to reduce barriers to accessing mental health services for minors by lowering the age of consent to receive treatment and services. The age of consent in these cases would be lowered from 18 years of age to 14 years. It attempts to reduce mental health services using methods other than prescription medication or out-of-home or residential treatment. While I support the overall intent of the measure to improve mental healthcare, I note my reservations on the grounds of compelling state interest, potential precedent, and financial liability.

"While there is merit to protecting the health and wellbeing of our *keiki*, I am concerned that it is not entirely appropriate to grant legal sovereignty to 14-year-olds outside of the consent of their parents or guardians. Family is important, and if the State wants to overstep the jurisdiction of the

family, it must do so with a strong compelling interest for the well-being of the public or the child. In this sense, SB 2886, SD 2, HD 2 is vague, allowing a large amount of discretion on the part of a child and that child's mental healthcare provider. Care should be taken to ensure that this level of discretion is held tightly, especially since it could potentially be used to stonewall parents out of a child's healthcare proceedings.

"Further, the precedent set by this bill is to allow legal grounds for 14-year-olds. I have heard the concerns of many of my colleagues here in the House and agree with their worry that 14 years of age is too early for children to be given the sovereignty and opportunity to, as I mentioned before, stonewall their parents out of their lives. As the legal framework this bill will eventually create expands, the age of 14 will remain law. This has the potential to be used as a standard in policy and judicial proceedings in the future. While it is understandable to ensure that children in precarious situations are protected by the laws of our state, the broad strokes painted by this law may go far beyond the intent of simply protecting the children.

"Finally, I am concerned that the bill excuses several parties from financial responsibilities for mental health services, but does not appropriate funds to cover the exemption. Licensed mental health professionals, just like any professionals, cannot be reasonably expected to work without compensation. It is admirable that this bill protects patients/counselees from financial liability, but this admirable exemption has the potential to be the hamartia of the bill. It is in the best interest of the State to provide the best service to at-risk children, but the best licensed mental health professionals cannot and should not work for free, and it is unfair for the State to expect them to do so.

"I agree that we must protect our children, Mr. Speaker. However, we must do so in a way which will provide specific protections based on compelling state interest, avoid ungrounded precedent, and be careful about approaching mental health provision unilaterally. For these reasons I stand in support of Senate Bill 2886, SD 2, HD 2, with reservations. Thank you, Mr. Speaker."

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

Representative DeCoite 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. 2886, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGE OF CONSENT FOR ADOLESCENT MENTAL HEALTH SERVICES," passed Third Reading by a vote of 44 ayes to 5 noes, with Representatives DeCoite, Har and Oshiro voting aye with reservations, with Representatives Kong, Matsumoto, McDermott, Tupola and Ward voting no, and with Representatives Rhoads and Thielen being excused.

At 12:47 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2607, SD 2, HD 2
S.B. No. 2886, SD 2, HD 2

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1458-16) recommending that S.B. No. 2873 pass Third Reading.

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 Third Reading by a vote of 49 ayes, with Representatives Rhoads and Thielen being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1459-16) recommending that S.B. No. 2874 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2874, entitled: "A BILL FOR AN ACT RELATING TO CERTIFIED NURSE AIDES," passed Third Reading by a vote of 49 ayes, with Representatives Rhoads and Thielen being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1460-16) recommending that S.B. No. 2341, SD 1 pass Third Reading.

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 Third Reading by a vote of 49 ayes, with Representatives Rhoads and Thielen being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1461-16) recommending that S.B. No. 2511 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2511, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS," passed Third Reading by a vote of 49 ayes, with Representatives Rhoads and Thielen being excused.

At 12:48 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2873
S.B. No. 2874
S.B. No. 2341, SD 1
S.B. No. 2511

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1462-16) recommending that S.B. No. 2121, 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 Evans and carried, the report of the Committee was adopted and S.B. No. 2121, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Rhoads and Thielen being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1463-16) recommending that S.B. No. 2912, SD 2, 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 Evans and carried, the report of the Committee was adopted and S.B. No. 2912, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE INTEGRATED SEX OFFENDER TREATMENT PROGRAM," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Rhoads and Thielen being excused.

At 12:49 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:50 o'clock p.m.

Representative Rhoads, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1464-16) recommending that S.B. No. 2163, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1464-16 on S.B. No. 2163, 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. 2163, SD 2, HD 2, were made available to the Members of the House.

Representative Rhoads, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1465-16) recommending that S.B. No. 2315, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1465-16 on S.B. No. 2315, 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. 2315, SD 2, HD 2, were made available to the Members of the House.

THIRD READING

At this time, the Chair stated:

"Relating to Firearms, Senate Bill Number 2954, deferred one legislative day."

S.B. No. 2954, SD 2, HD 1:

By unanimous consent, action was deferred one legislative day.

ANNOUNCEMENTS

At this time, the Chair stated:

"Members, the first crossover filing deadline for House Concurrent Resolutions is 6:00 p.m. tonight. Also, non-fiscal, single referral bills filing deadline is tonight at 9:00 p.m. Please remember to file your committee reports and drafts with the Chief Clerk's Office by the aforementioned deadlines."

COMMITTEE REASSIGNMENTS

The following measure was re-referred to committee by the Speaker:

| <u>S.B.</u> <u>No.</u> | <u>Re-referred to:</u> |
|---------------------------|------------------------|
| 2645, SD2 | Committee on Finance |

ADJOURNMENT

At 12:52 o'clock p.m., on motion by Representative Evans, seconded by Representative Pouha and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, April 7, 2016. (Representatives Rhoads and Thielen were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 6, 2016, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 901, SD 1
H.B. No. 1894, HD 1, SD 1
H.B. No. 2084, HD 2, SD 1
H.B. No. 2311, SD 1

**28th LEGISLATURE, REGULAR SESSION OF 2016
JOINT HOUSE and SENATE
COMMITTEES ON CONFERENCE PROCEDURES**

The Senate and the House have agreed to the following special procedures for all 2016 Regular Session Committees on Conference. These Conference procedures shall be effective from 8:00 a.m. on Monday, April 18, 2016, until 12:00 midnight on Friday, April 29, 2016.

1. Definitions

For purposes of these procedures:

"Chairs" refers to all of the designated chairs and co-chairs of a Conference Committee.

"Conference Committee" refers to the conference of the House Committee and the Senate Committee assigned by their respective chamber to resolve the differences between the House and the Senate over a particular measure.

"Lead chair" refers to the chair of the House Committee or the Senate Committee who is listed first on the Action Sheets, as provided by the respective chamber.

"Lead committee staff" refers to the staff of the lead Chair from the chamber from which the measure in conference originated.

"Managers" refers to all members of the House and Senate assigned to a Conference Committee.

2. Conference Committee Scope and Amendments

The authority of the Conference Committee shall be limited to resolving differences between the Senate and House drafts of a measure. Accordingly:

- a. With the exception of the Executive Budget, the Judiciary Budget, and the Budget of the Office of Hawaiian Affairs, a Conference Committee shall not amend a measure by inserting any unrelated or new subject matter.
- b. To assure the integrity of individual measures, the merging of two or more distinct but related measures into one encompassing measure shall not be allowed.

3. Conference Committee Meeting Times and Places

Conference Committee deliberations shall take place only between the hours of 8:00 a.m. and 12:00 midnight.

A Conference Committee shall meet in the conference room assigned or reserved, pursuant to the Room Scheduling Procedures and Guidelines and Room Assignment Schedule, as attached.

4. Initial Public-Meeting Notice

The signatures of all chairs shall be obtained before the notice of an initial meeting is posted or distributed. Prior to offering the initial meeting notice for signatures, the chairs shall consult with one another on the information to be included in the notice. Lead chairs from both houses are encouraged to sign meeting notices first, before distributing them to other chairs to sign.

Chairs shall provide at least 24 hours public notice of the first meeting of the Conference Committee and are strongly encouraged to provide more than 24 hours notice if at all possible. Written notices shall be submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for official postings on the Legislature's website and Capitol bulletin boards. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

5. Notice of Subsequent Meetings

- a. If agreement is not reached at a duly noticed meeting but the lead chairs of both chambers agree to meet again before midnight on the same day, the lead chairs of both chambers shall publicly announce at the meeting the time and place at which the Conference Committee will reconvene. Written notice of the

reconvening of the Conference Committee on the same day is not required to be distributed. However, written notice containing information on the subsequent meeting shall be submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for official posting as soon as possible. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

- b. If agreement is not reached at a duly noticed meeting but the lead chairs of both chambers agree to meet on another day, the lead chairs of both chambers shall publicly announce at the meeting the date(s), time(s), and place of the subsequent meeting(s), and submit written notice to the Senate Chief Clerk and the House Sergeant-at-Arms for official posting. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.
- c. If agreement is not reached at a duly noticed meeting and the date(s), time(s), and place of future meetings are not publicly announced at that noticed meeting, chairs shall ensure that a written meeting notice, signed by the lead chairs of their respective chamber, is submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for official posting at least 24 hours in advance of the next meeting of the Conference Committee.

6. Attendance at Meetings

- a. To convene the initial conference committee meeting only the lead House and Senate chair must be present. All other conference committee managers, especially any co-chair, should attempt to be present.

- b. Once a conference has been opened, reconvening of any subsequent meeting of a conference committee shall require the following:

For the Senate, the lead chair or co-chair must be present.

For the House, the lead chair must be present.

All other conference committee managers, especially any co-chair, should attempt to be present at the convening of and during each meeting.

- c. For decision-making at a meeting, a quorum must be present. "A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers, and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber." See Section 9.a of the "Procedures." The lead House and Senate chair of the conference committee must be part of this quorum.
- d. For a measure with fiscal implications, approval must be given by the chair representing the House Finance Committee and Senate Ways and Means Committee during the decision-making on the measure.

7. Conference Discussion

Except as authorized by the respective chairs, only the respective chairs may speak during conference. All other managers or other authorized persons shall be recognized by their respective chairs before speaking on any issue.

8. Decorum in Conference Committee Meetings and Courtesy to the Public and to the Managers

- a. Managers shall respect the differing views of other managers and conduct themselves in a courteous manner.
- b. Chairs shall ensure that meetings convene and reconvene at scheduled times. If none of the chairs of one of the Committees are present within 15 minutes of the scheduled meeting time, the chairs of the other Committee shall have the names of the absent chairs paged through the State Capitol public address system.
- c. If none of the absent chairs are present within 30 minutes of the scheduled meeting time, the chairs present shall inform the managers and members of public present that the Conference

Committee cannot be convened or reconvened, and that, pursuant to 5c of these Committees on Conference Procedures, a 24-hour advance notice shall be provided for a subsequent meeting of the Conference Committee.

9. Decision-making Meeting

The decision-making meeting of a Conference Committee shall comply with the following open meeting provisions:

- a. A quorum of the Conference Committee shall be present for the decision making meeting. A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers, and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber.
- b. To report a measure out of Conference Committee in amended form, Conference Draft (CD), a majority of the quorum of managers for each respective chamber shall vote in favor of the proposed amendments.
- c. The lead chair (or the lead chair's designee) representing their respective chamber shall call the roll and be the recorder of the quorum and the votes on that measure for that chamber. (Sample attached).
- d. If, after naming a Conference Committee on a measure, the Conference Committee managers representing the chamber from which a measure originated agree to the amendments made by the non-originating chamber, only a quorum of those representing the originating chamber shall vote on the agreement at a duly noticed meeting. For example, if after naming a Conference Committee on a House measure, the House managers of the Conference Committee decide to agree to the amendments in the Senate draft (SD) of the measure, then only the House managers of the Conference Committee shall vote on the measure, returning it to the House in its SD form. For such action, only a quorum of the Conference Committee managers representing the chamber from which the measure originated need to be present. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the originating chamber shall be filed with the appropriate chamber without a Conference Committee Report.

10. Conference Committee Reports

- a. A majority of the House and Senate chairs, respectively, of a Conference Committee shall attest to the action of the Conference Committee by signing the Conference Committee Report on behalf of their respective managers; provided that no Conference Committee Report concerning a measure with fiscal implications shall be reported out of a Conference Committee without the signature of the chair (or the chair's designee) of each fiscal committee to which the measure is referred. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the Conference Committee shall be attached to the report as a part thereof.
- b. All House measures reported out of Conference Committee shall be filed with the House Chief Clerk, and likewise all Senate measures shall be filed with the Senate Chief Clerk. A document filed in the originating chamber shall be deemed simultaneously filed in the other chamber. Only the original Conference Committee Report, with the attached Record of Votes, and the Conference Draft of the measure shall be required for filing.
- c. If the Conference Committee votes to report the measure out, the Committee must file a Conference Committee Report and Conference Draft with the appropriate chamber's Chief Clerk.

11. Decision-making Deadlines

On the deadline nights for Final Decking of both non-fiscal and fiscal bills:

- a. Conference Committees shall conclude their negotiations by **6:00 p.m.** to allow adequate time for final preparation of the bills and Conference Committee Reports.

- b. To provide all chairs with ample opportunity to review and sign the Conference Committee Reports before filing, all Conference Committee Reports shall be available for review and signature by **9:00 p.m.**
- c. All Conference Committee Reports and Conference Drafts of measures shall be filed with the respective Chief Clerk by **11:30 p.m.**

12. Electronic Transfer

Should a Conference Committee for which the vehicle is a Senate bill decide to use a proposal drafted by the House, the House chair shall have the House proposal electronically transferred to the appropriate Senate office so that the Conference Draft can be prepared. The converse shall apply to House bills with proposals drafted by the Senate that the Conference Committee agrees to.

13. Exceptions to these Deadlines and Procedures

Exceptions to these deadlines and other procedures may be made only with the advance written approval of both the Senate President and the House Speaker.

/s/ Ronald D. Kouchi
Ronald D. Kouchi
President of the Senate

/s/ Joseph M. Souki
Joseph M. Souki
Speaker of the House of Representatives

4-6-16
Date

4-6-16
Date

Attachment

Hawaii State Legislature
Record of Votes of a
Conference Committee

158-10

| | | | | | | | | | | | |
|---|--|--|----|---------------------------------------|---|--|-------------|-------------------------------------|----|---|---|
| Bill / Concurrent Resolution No.: SB 2469, SD 2, HD 2 | | | | | Date/Time: 4/20/16 8:50 p.m. | | | | | | |
| <input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD). | | | | | | | | | | | |
| <input type="checkbox"/> The Committee is reconsidering its previous decision. | | | | | | | | | | | |
| <input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure | | | | | <input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure. | | | | | | |
| Senate Managers | | A | WR | N | E | House Managers | | A | WR | N | E |
| CHUN OAKLAND, Suzanne, Chr. | | ✓ | | | | MIZUNO, John M., Co-Chr. | | ✓ | | | |
| IGE, David Y., Co-Chr. | | ✓ | | | | YAMANE, Ryan I., Co-Chr. | | ✓ | | | |
| TANIGUCHI, Brian T., Co-Chr. | | ✓ | | | | OSHIRO, Marcus R., Co-Chr. | | ✓ | | | |
| KIM, Donna Mercado, Co-Chr. | | ✓ | | | | LEE, Marilyn B. | | ✓ | | | |
| IHARA, Les, Jr. | | | | | | SHIMABUKURO, Maile S.L. | | ✓ | | | ✓ |
| | | | | | | WARD, Gene | | ✓ | | | |
| TOTAL | | 4 | 0 | 0 | 1 | TOTAL | | 5 | 0 | 0 | 1 |
| A = Aye | | WR = Aye with Reservations | | | N = Nay | | E = Excused | | | | |
| Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | | | | | | House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | | | | | |
| Senate Lead Chair's or Designee's Signature: <i>Thomas Chun Oakland</i> | | | | | | House Lead Chair's or Designee's Signature: <i>Joseph M. Souki</i> | | | | | |
| Distribution: | | Original <i>File with Conference Committee Report</i> | | Yellow <i>House Clerk's Office</i> | | Pink <i>Senate Clerk's Office</i> | | Goldenrod <i>Drafting Agency</i> | | | |

**28th LEGISLATURE, REGULAR SESSION OF 2016
JOINT HOUSE and SENATE
COMMITTEES ON CONFERENCE
CONFERENCE ROOM SCHEDULING PROCEDURES AND
GUIDELINES**

The following conference room scheduling procedures and guidelines shall apply to all Senate and House conference rooms beginning 8:00 a.m. on Monday, April 18, 2016, until 12:00 midnight on Friday, April 29, 2016.

Priority for the use of conference rooms will be given in the following order:

- First Priority: Standing Committee Bill Hearings
- Second Priority: Conference Committee Meetings
- Third Priority: Committee Hearings on Resolutions and Governor's Messages

Reserving a Conference Room:

House Conference Rooms (Rooms 309, 312, 325, 329, or 423). If your committee is designated to use one of the House conference rooms, please reserve the room by contacting the House Sergeant-at-Arms office at 586-6500.

Senate Conference Rooms (Room 016, 224, 225, or 229). If your committee is designated to use one of the Senate conference rooms, please reserve the room by contacting the Senate Sergeant-at-Arms office at 586-6725.

Conference committees assigned to use a specific conference room will be given priority in using that room for conference committee meetings. (See attached Room Assignment Schedule)

All conference room assignments must be made by the respective Sergeant-at-Arms offices. Committees should not allocate the use of their assigned conference room to another committee without first contacting the House or Senate Sergeant-at-Arms office.

Coordinating the Use of Assigned Conference Rooms:

For those committees sharing conference rooms with other committees, it is recommended that you meet with respective committee chairs to formulate a basic timetable for sharing the room. Please do not reserve a block of specific times until a timetable has been agreed to.

If you have reserved a specific block of time which you no longer plan to use, please notify the respective Sergeant-at-Arms office as soon as possible to allow use by another committee.

If your committee needs to meet and your assigned room has already been reserved or is in use by another committee, please contact the House and Senate Sergeant-at-Arms to arrange for the temporary use of an available conference room.

Conference committees are encouraged to give as much advanced public notice for meetings as is possible. Please be aware that lower priority room usage may be postponed or relocated as we approach the deadline to complete conference committee meetings.

Exceptions to the Conference Room Scheduling Procedures and Guidelines may be made only with the advanced written approval of both the Senate President and the Speaker of the House.

/s/ Ronald D. Kouchi
Ronald D. Kouchi
President of the Senate

4-6-16
Date

/s/ Joseph M. Souki
Joseph M. Souki
Speaker of the House of Representatives

4-6-16
Date

**28th LEGISLATURE, REGULAR SESSION OF 2016
JOINT HOUSE and SENATE
COMMITTEES ON CONFERENCE
ROOM ASSIGNMENT SCHEDULE**

| Senate Standing Committee | House Standing Committees | Conference Room Assignment |
|------------------------------|------------------------------|-------------------------------|
| CPH | CPC, HLT | 016 |
| WLA | AGR, WAL | 224 |
| TRE | TRN, EEP | 225 |
| HMS, HOU | HUS, HSG | 229 |
| WAM, GVO | FIN, LMG | 309 |
| PSM, TSI | PBS, TOU, VMI | 312 |
| JDL | JUD, LAB | 325 |
| EDU, HEA | EDN, HED | 329 |
| EET, HWN | EDB, OMH | 423 |

/s/ Ronald D. Kouchi
Ronald D. Kouchi
President of the Senate

4-6-16
Date

/s/ Joseph M. Souki
Joseph M. Souki
Speaker of the House of Representatives

4-6-16
Date