

NINETEENTH DAY

Thursday, February 16, 2017

The House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2017, convened at 12:04 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Mr. Cody Hensarling of the Office of Representative Aaron Ling Johanson, after which the Roll was called showing all Members present with the exception of Representatives DeCoite, Holt and Souki, who were excused.

On motion by Representative Evans, seconded by Representative Ward and carried, reading of the Journal was dispensed with and the Journals of the Sixth, Seventh, Eighth, Ninth, Tenth, Eleventh, Twelfth and Thirteenth Days were approved. (Representatives DeCoite, Holt and Souki were excused.)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 8 and 9) were received and announced by the Clerk:

Sen. Com. No. 8, transmitting S.B. No. 322, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COURT JURISDICTION," which passed Third Reading in the Senate on February 15, 2017.

Sen. Com. No. 9, transmitting S.B. No. 426, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBERS," which passed Third Reading in the Senate on February 15, 2017.

On motion by Representative Evans, seconded by Representative Ward and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives DeCoite, Holt and Souki were excused.)

S.B. No. 322, SD 1
S.B. No. 426, SD 1

INTRODUCTIONS

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

Representative LoPresti introduced Dr. Regina Ostergaard-Klem and her Environmental Policy class from Hawaii Pacific University: Carmela Antonellis, Sydney Baker, Sydney Lee, Ami Beisley, Savannah Newman, Selma Hopstock, David Kelley, Jayce Lomosbog, Jacob Morey, Courtney Smith, Kristen Martin, Adelya Usmanova and Sandra Vaughn-Pottorff.

Representative Woodson introduced 2017 Ka Ipu Kukui Fellows:

Mr. Shane Albritton, Social Studies Teacher, Baldwin High School;
Mr. Roger Alconcel, Retail Manager, Pulama Lanai;
Ms. Noemi Barbadillo, Director of Commercial & Residential Properties, Pulama Lanai;
Mr. Laura Berthold, Ornithological Research/Logistics and Outreach Technician, Maui Forest Bird Recovery Project;
Mr. Derek Brown, Electrical and Process Control Superintendent, Hawaiian Commercial & Sugar Company;
Ms. Danielle Canfield-Jones, Customer Service, Maui Electric Company;
Ms. Tambara Garrick, Regional Sales Manager, Landry's Inc. Bubba Gump Shrimp Co.;
Ms. Amber Hardwick, Project Assistant, Maui Economic Development Board;
Mr. Robert Kawahara, Managing Member, Kawahara & Company, CPAs LLC;
Mr. Ryan Kekoa Mountcastle, Goodfellow Brothers Inc.;
Mr. William Nill, The Boeing Company;

Ms. Tokie Ogawa Sidney, Business Development Specialist, Maui County, Office of Economic Development;
Ms. Bianca Rajan, Exhibits Assistant, Maui Arts and Cultural Center;
Mr. Royle Taogoshi, Commercial Banker, First Hawaiian Bank;
Mr. Marc Takamori and Mr. Scott Nunokawa, Ka Ipu Kukui Fellows Board Members; and
Ms. Lori Teragawachi, Ka Ipu Kukui Fellows Program Director.

Representative Kong introduced his friend, Mr. Scot Shimamura.

Representative Ing introduced De Mont and Momi Conner of Ho'omana Pono.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representatives Morikawa and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 395) recommending that H.B. No. 874, 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 H.B. No. 874, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representatives Morikawa and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 396) recommending that H.B. No. 1195, 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 H.B. No. 1195, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representatives Morikawa and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 397) recommending that H.B. No. 89, 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 H.B. No. 89, 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 DeCoite, Holt and Souki being excused.

Representatives Morikawa and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 398) recommending that H.B. No. 92, 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 H.B. No. 92, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE FACILITIES," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 399) recommending that H.B. No. 1381, 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 H.B. No. 1381, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELEVATOR MECHANICS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 400) recommending that H.B. No. 110, 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 H.B. No. 110, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 401) recommending that H.B. No. 1534, 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 H.B. No. 1534, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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 H.B. No. 1534, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENCE REQUIREMENTS FOR APPOINTED OFFICERS," passed Second Reading and was referred to the Committee on Judiciary, with Representative Tupola voting aye with reservations, and with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 402) recommending that H.B. No. 1112, 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 H.B. No. 1112, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY INSURANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 403) recommending that H.B. No. 1113, 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 H.B. No. 1113, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATORY PRACTICES IN PUBLIC ACCOMMODATIONS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 404) recommending that H.B. No. 1114, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1114, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"With reservations. I appreciate the blanking out of the violations, but still have concerns about giving the purview to the department head to raise or lower the fines without any legislative oversight, and look forward to hearing it in Finance. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1114, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH PENALTIES," passed Second Reading and was referred to the Committee on Finance, with Representative Tupola voting aye with reservations, and with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 405) recommending that H.B. No. 1115, 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 H.B. No. 1115, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 406) recommending that H.B. No. 1116, 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 H.B. No. 1116, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RETALIATION IN STATE AND STATE-FUNDED SERVICES DISCRIMINATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 407) recommending that H.B. No. 1119, 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 H.B. No. 1119, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOILER AND ELEVATOR SAFETY LAW," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 408) recommending that H.B. No. 232, 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 H.B. No. 232, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 409) recommending that H.B. No. 76, 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 H.B. No. 76, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SEPARATION BENEFITS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 410) recommending that H.B. No. 233, 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 H.B. No. 233, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SEPARATION BENEFITS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 411) recommending that H.B. No. 234, 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 H.B. No. 234, 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 DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 412) recommending that H.B. No. 1078 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 H.B. No. 1078, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COLLECTIVE BARGAINING COST ITEMS RELATED TO THE TRANSITION OF MAUI REGION HOSPITALS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 413) recommending that H.B. No. 1061, 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 H.B. No. 1061, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER CONTRIBUTIONS TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 414) recommending that H.B. No. 1063, 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 H.B. No. 1063, 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 DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 415) recommending that H.B. No. 1065, 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 H.B. No. 1065, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACTUARIAL COSTS OF SEPARATION OF PUBLIC EMPLOYEES FROM SERVICE," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 416) recommending that H.B. No. 1067, 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 H.B. No. 1067, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT PERSONNEL OF THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 417) recommending that H.B. No. 1070, 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 H.B. No. 1070, 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 DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 418) recommending that H.B. No. 1182, 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 H.B. No. 1182, 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 DeCoite, Holt and Souki being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 419) recommending that H.B. No. 1062, 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 H.B. No. 1062, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND DEFINITION OF "DEPENDENT-BENEFICIARY"," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 420) recommending that H.B. No. 168 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 168 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Mr. Speaker, strong support, brief comment. Mr. Speaker, we Vietnam veterans were honored as this one will honor those who are more contemporary, one of which is in our body, Marine Captain Bob McDermott would be in this group. So I urge everyone to honor where honor is due, and this is this group that is now still there fighting in Afghanistan, still in Iraq, and still in very serious hot places in the world. So this is very timely, Mr. Speaker. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 168, entitled: "A BILL FOR AN ACT RELATING TO MEMORIALS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 421) recommending that H.B. No. 547, HD 1, as amended in HD 2, 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.B. No. 547, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 422) recommending that H.B. No. 942, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 942, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Mr. Speaker, strong support, written comments."

Representative Ward's written remarks are as follows:

"Thank you, Mr. Speaker. I rise in strong support of House Bill 942.

"For far too long these heroes of World War II have gone unrecognized for their bravery and sacrifice displayed during the battles in the Pacific. It saddens me, as a fellow veteran, that these brave Veterans have not been afforded the full benefits that they are morally entitled to. With this House bill, I feel we are only beginning to do right by these individuals who deserve a special place in our shared American history. I hereby urge that the United States Senate finally pass a measure to repay what was, for some, the ultimate sacrifice.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 942, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FILIPINO VETERANS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 423) recommending that H.B. No. 1420, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1420, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Mr. Speaker, strong support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1420, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FILIPINO VETERANS BURIAL ASSISTANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Nakashima, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 424) recommending that H.B. No. 644, 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 H.B. No. 644, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NEW MARKET TAX CREDITS," passed Second Reading and was referred to the

Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Nakashima, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 425) recommending that H.B. No. 574, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 574, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Thank you, Mr. Speaker. I'm rising to speak against the measure. Mr. Speaker, I wanted to just read a couple of sentences from Glover General Contractors. They're saying that House Bill 574 establishes a targeted excise tax on rock products and rock product dealers. This includes quarries, crushing companies, concrete companies, asphalt companies, pre-cast companies, distributors and retailers who sell rock products. And this same bill will benefit only one research entity, PISCES.

"And, by the way, the author of this letter does support PISCES, but does not support the unequal tax burden on this small group of rock product and rock product businesses.

"Then it goes on, one industry segment, and a large and important segment, will be responsible for an added tax and regulatory burden for one research entity. This is bad policy and makes for bad government.

"And then the other testimony from Hawaiian Cement, and I'm just going to read a short paragraph, Mr. Speaker. The vague and unproven benefits of the bill are far outweighed by its very real and quantifiable detriments. Construction sand and asphalt aggregates are already being imported into the State. If the cost to produce local aggregates continues to rise, a tipping point will soon be reached where it's more cost effective to import all aggregates into Hawaii, and another important local industry and its attendant jobs and tax revenue will be lost.

"I hope members will look hard at this, because I would not like to lose this industry or those jobs. I think they're important for our communities. Thank you."

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

"Thank you, Mr. Speaker. Mr. Speaker, I was going to be with reservations, but I was so compelled by the previous speaker that, please register a no vote. May I please adopt the words of the previous speaker into the Journal as if they were my own, and can I please request written comments into the Journal? Thank you," and the Chair "so ordered." (By reference only.)

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in opposition to House Bill 574, HD 1. The purpose of this measure is to establish an excise tax on basalt and cinder materials and trap rock sold in state, in order to fund research at the Pacific International Space Center. In effect, this bill would have the State tax local basalt producers to fund a private research group.

"Mr. Speaker, it is unsound public policy to tax a specific industry for the sole purpose of funding a singular research group, particularly since there is no nexus between the industry that is being taxed and the purpose for which the funding would go towards. One of the most disconcerting aspects of this bill is that it creates incentives to import basalt materials from out of state, which would decimate the local industry.

"I would like to refer to the words of one of the local industry's leaders, Jim Gomes.

[HB 574] imposes a tax on each article of basalt cinder and trap rock to be paid by the manufacturer or dealer for the privilege of conducting business in the state. This money would be used to fund research at the

Pacific International Space Center. The research is to create basaltic concrete and other basalt based products like rebar and fiber with the premise that such research will develop markets that will benefit the state's quarry and mining industries. It paints a picture of Hawaii being a leader in development of cutting edge technology and aerospace development. The reality is that manufacturing would likely be more cost effective elsewhere and any real production would happen elsewhere as basalt fibers and rebar are already being manufactured in other parts of the world. Additionally, the benefit of manufacturing would not be to those currently manufacturing or dealing in the sale of basalt but by a third party whose business it is to manufacture these products. With this in mind, it sets poor precedent to fund a very specific sector of research by taxing a select group of businesses to which they have no business interests other than using the same base material. I ask why this non-profit was unable to maintain its NASA grant or obtain any other funding sources when its research is designed specifically for space exploration.

"It is clear from industry stakeholders, this bill unfairly taxes a particular industry for a purpose which is not related to the tax. Moreover, it would force basalt asphalt to be IMPORTED into our state, which not only has harmful ramifications for this industry, but environmental impacts as well. For these reasons, Mr. Speaker, I am in opposition to this bill."

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

"Thank you, Mr. Speaker. A no vote. Thank you, same request as the Representative from Kapolei. Concerns with two different cement companies and a rock company being in my district, but also, in addition to what she said, not sure if this is the way to go. Thank you," and the Chair "so ordered." (By reference only.)

Representative Tupola's written remarks are as follows:

"I have concerns with the bill considering that I have companies within my district that might be affected by the taxation of basalt cinder and trap rock. I need to consult with some of these companies and see how it would affect our community."

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

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

"Mr. Speaker, with reservations, because there's hope in this industry. And I don't want to be an apologist, but it's well-intended, but it's misplaced in terms of its methodology.

"The rationale behind this is that PISCES always gets shortchanged, they never have enough money to do what a lot of us in the aerospace caucuses said, come on, deliver some commercial pay dirt, let us see that you guys are actually doing something and making something out of all this ideal moonscape that we've got on the Big Island.

"I think they've overreached with this one, Mr. Speaker. But the intention is to diversify the economy in one sense, but the other sense is to goose PISCES, if you will, into really developing a new industry.

"So, well-intended, but I think it needs some tweaking, and particularly we don't want to kill an industry as indicated by my colleague from Kailua. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 574, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Ward voting aye with reservations, with Representatives Har, McDermott, Thielen and Tupola voting no, and with Representatives DeCoite, Holt and Souki being excused.

Representative Nakashima, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 426) recommending that H.B. No. 943 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 H.B. No. 943, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Nakashima, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 427) recommending that H.B. No. 911, 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 H.B. No. 911, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Nakashima, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 428) recommending that H.B. No. 587, 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 H.B. No. 587, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BUSINESS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Nakashima, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 429) recommending that H.B. No. 975, 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 H.B. No. 975, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Nakashima, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 430) recommending that H.B. No. 591, 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 H.B. No. 591, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CAPITAL INFRASTRUCTURE TAX CREDIT," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Nakashima, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 431) recommending that H.B. No. 590, 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 H.B. No. 590, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CREATIVE MEDIA INDUSTRY," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Nakashima, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 432)

recommending that H.B. No. 423, 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 H.B. No. 423, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representatives Nakashima and Lee, for the Committee on Economic Development & Business and the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 433) recommending that H.B. No. 1044 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 H.B. No. 1044, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE FUELS TAX CREDIT," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Ing, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 434) recommending that H.B. No. 437, 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 H.B. No. 437, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Ing, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 435) recommending that H.B. No. 998, 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 H.B. No. 998, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOTTOMFISH," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Ing, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 436) recommending that H.B. No. 335, 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 H.B. No. 335, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Creagan, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 437) recommending that H.B. No. 773, 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 H.B. No. 773, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Creagan, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 438) recommending that H.B. No. 1343, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1343, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Matsumoto rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict. My family would benefit from the exclusion of the income tax," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1343, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FARMS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Creagan, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 439) recommending that H.B. No. 1502, 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 H.B. No. 1502, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX EXEMPTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representatives Ohno and McKelvey, for the Committee on Intrastate Commerce and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 440) recommending that H.B. No. 403, 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 H.B. No. 403, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITY INTERESTS IN REAL PROPERTY," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Ohno, for the Committee on Intrastate Commerce, presented a report (Stand. Com. Rep. No. 441) recommending that H.B. No. 1421, 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 H.B. No. 1421, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives DeCoite, Holt and Souki being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 442) recommending that H.B. No. 1355, 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 H.B. No. 1355, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST MAUI ALL NATURAL ALTERNATIVE, LLC," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representatives Lee and Nakashima, for the Committee on Energy & Environmental Protection and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 443) recommending that H.B. No. 592, 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 H.B. No. 592, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 444) recommending that H.B. No. 1150 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 H.B. No. 1150, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 445) recommending that H.B. No. 1152 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 H.B. No. 1152, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION, AIRPORTS DIVISION, PROJECT ADJUSTMENT FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 446) recommending that H.B. No. 733 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 H.B. No. 733, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 447) recommending that H.B. No. 1290, 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 H.B. No. 1290, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 448) recommending that H.B. No. 1184, 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 H.B. No. 1184, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

Representative McKelvey rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. My brother is a professional pilot in the GA community, and I am in the GA community myself, getting my pilot's license," and the Chair ruled, "no conflict."

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

"Strong support, comments to the Journal. I want to thank the Transportation Chair for moving this forward, because no other airport

system in the United States assesses criminal penalties on ministerial infractions. This is long overdue. Thank you again, *mahalo*."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, I stand in strong support of this measure.

"HB 1184 is an important matter on so many fronts.

"The imposition of criminal penalties for violations of certain categories of airport rules has been excessive and disproportionate to the gravity of the acts committed. The current criminal penalty for certain airport offenses can also result in significantly harsh consequences. This measure seeks to penalize certain airport offenses with a civil penalty while still allowing for criminal penalties to be imposed for violations of airport security measures.

"In all other airports, throughout the United States, all these infractions are ministerial, but this is not the case in Hawaii, Mr. Speaker.

"Due to the heavy-handedness of DOTA regulatory authority under Haw. Rev. Stat. Chapter 261, pilots, airplane owners, and airport users are unfairly subjected to persecution and prosecution by the patriarchal administration of citations and fees. When citations are issued for using plastic trash cans instead of metal ones, pilots are forced to contest these actions in criminal courts and retain criminal defense counsel, like Michael Green.

"The DOTA says that it needs criminal sanctions of administrative violations in order to stop illegal businesses in T-hangers. If that is the case, then how can the power exist to treat as criminal offenses, violations of a simple rental agreement.

"But the biggest constitutional concern is administrative infractions are criminalized, not by this legislative body, but rather by an executive agencies' administrative rules. This violates a fundamental constitutional separation of powers. This body has the sole authority and responsibility to define and criminalize activities. If nothing else, we need to move HB 1184 to end this hi-jacking of the legislative authority, and prevent the uncontrollable spread of undue usurpation of executive branch authority by the DOTA."

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

"Strong support, same issue. In our airport, the criminal penalty for the small infractions is over the top, so I appreciate this bill. Thank you."

Representative San Buenaventura rose to disclose a potential conflict of interest, stating:

"Ruling on a conflict. My husband is a GA pilot," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1184, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AERONAUTICS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 449) recommending that H.B. No. 1305, 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 H.B. No. 1305, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 450) recommending that H.B. No. 420, HD 1 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 H.B. No. 420, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 451) recommending that H.B. No. 1324, HD 1 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.B. No. 1324, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A TAX CREDIT FOR INTERISLAND TRANSPORTATION OF AGRICULTURAL PRODUCTS GROWN OR PROCESSED IN STATE ENTERPRISE ZONES," was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 452) recommending that H.B. No. 276 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 H.B. No. 276, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 453) recommending that H.B. No. 1284 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 H.B. No. 1284, entitled: "A BILL FOR AN ACT RELATING TO PARKING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 454) recommending that H.B. No. 946 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 H.B. No. 946, entitled: "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE LANES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 455) recommending that H.B. No. 1570, HD 1 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.B. No. 1570, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Aquino, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 456) recommending that H.B. No. 727, 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 H.B. No. 727, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Yamane, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 457) recommending that H.B. No. 618, 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 H.B. No. 618, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND LEASES," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Yamane, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 458) recommending that H.B. No. 231, 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 H.B. No. 231, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE AHA MOKU," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Yamane, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 459) recommending that H.B. No. 875, 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 H.B. No. 875, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Yamane, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 460) recommending that H.B. No. 1214, 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 H.B. No. 1214, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Yamane, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 461) recommending that H.B. No. 636, 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 H.B. No. 636, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER CONSERVATION," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Yamane, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 462) recommending that H.B. No. 795, 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 H.B. No. 795, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CARBON FORESTRY CERTIFICATION," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Yamane, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 463) recommending that H.B. No. 870, 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 H.B. No. 870, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Yamane, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 464) recommending that H.B. No. 259, 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 H.B. No. 259, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY FOOD FORESTS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Yamane, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 465) recommending that H.B. No. 1213, 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 H.B. No. 1213, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representative Yamane, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 466) recommending that H.B. No. 617, 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 H.B. No. 617, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND RECORDATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives DeCoite, Holt and Souki being excused.

Representative Yamane, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 467) recommending that H.B. No. 838, 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 H.B. No. 838, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER SECURITY," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

Representatives Belatti and Ohno, for the Committee on Health and the Committee on Intrastate Commerce, presented a report (Stand. Com. Rep. No. 468) recommending that H.B. No. 407, 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 Committees was adopted and H.B. No. 407, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives DeCoite, Holt and Souki being excused.

Representatives Belatti and Ohno, for the Committee on Health and the Committee on Intrastate Commerce, presented a report (Stand. Com. Rep. No. 469) recommending that H.B. No. 374, 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 Committees be adopted, and that H.B. No. 374, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Evans.

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

"With slight reservations. Just really quick, the only line that I had issues with was when it prohibits any person from ordering a dental hygienist which would encroach upon the occupation of doctors. And again, it's going to another committee, so if they could look at that. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 374, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL ASSISTANTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Tupola voting aye with reservations, and with Representatives DeCoite, Holt and Souki being excused.

Representatives Lee and Creagan, for the Committee on Energy & Environmental Protection and the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 470) recommending that H.B. No. 790, 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 Committees was adopted and H.B. No. 790, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives DeCoite, Holt and Souki being excused.

Representative Creagan, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 471) recommending that H.B. No. 778, HD 1, as amended in HD 2, pass Second Reading and be referred to the Committee on Housing.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 778, HD 2 pass Second Reading and be referred to the Committee on Housing, seconded by Representative Evans.

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 778, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Housing, with Representatives LoPresti, Thielen and Tupola voting no, and with Representatives DeCoite, Holt and Souki being excused.

Representative Woodson, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 472) recommending that H.B. No. 1594, 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 H.B. No. 1594, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII PROMISE PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Holt and Souki being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following concurrent resolution (H.C.R. No. 49) was referred to Printing and further action was deferred:

H.C.R. No. 49, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII BOARD OF EDUCATION TO CONSIDER AMENDING ITS SEXUAL HEALTH EDUCATION POLICY TO ALLOW THE DISTRIBUTION OF CONDOMS AND OTHER PROPHYLACTIC DEVICES," was jointly offered by Representatives Lowen, Brower, Creagan, DeCoite, Fukumoto, Gates, Ichiyama, Ing, Keohokalole, Kobayashi, Lee, LoPresti, Luke, McKelvey, Mizuno, Morikawa, Nakamura, Nakashima, Ohno, Onishi, Saiki, San Buenaventura, Souki, Takayama, Takumi, Todd, Woodson, Yamane and Yamashita.

ANNOUNCEMENTS

At this time, the Chair stated:

"The Chair would like to remind the committee chairs that today is the first lateral filing deadline. This deadline is for bills that need to move to their final committees. Therefore, please file your committee reports and drafts with the Chief Clerk's Office by 9:00 p.m. tonight. Now, that is a firm time. Once again, please file your committee reports and drafts with the Clerk's Office no later than 9:00 p.m. tonight."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

**H.R.
Nos.**

Referred to:

- 22 Committee on Transportation, then to the Committee on Finance
- 23 Committee on Judiciary, then to the Committee on Finance

**H.C.R.
Nos.**

Referred to:

- 47 Committee on Transportation, then to the Committee on Finance
- 48 Committee on Judiciary, then to the Committee on Finance

**S.B.
Nos.**

Referred to:

- 123, SD1 Committee on Judiciary
- 316, SD1 Committee on Judiciary, then to the Committee on Finance
- 322, SD1 Committee on Judiciary
- 426, SD1 Committee on Judiciary
- 1234 Committee on Finance

COMMITTEE REASSIGNMENTS

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

**H.B.
Nos.**

Re-referred to:

- 469 Committee on Labor & Public Employment, then to the Committee on Finance
- 696 Committee on Health
- 790, HD1 Jointly to the Committee on Energy & Environmental Protection and the Committee on Agriculture, then to the Committee on Consumer Protection & Commerce
- 1299, HD1 Committee on Health, then to the Committee on Finance
- 1580, HD1 Committee on Energy & Environmental Protection, then to the Committee on Finance
- 1593, HD1 Committee on Energy & Environmental Protection, then to the Committee on Finance

ADJOURNMENT

At 12:32 o'clock p.m., on motion by Representative Evans, seconded by Representative Ward and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 17, 2017. (Representatives DeCoite, Holt and Souki were excused.)