

ELEVENTH DAY

Friday, February 2, 2018

The House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2018, convened at 12:05 o'clock p.m., with Vice Speaker Nakashima presiding.

The invocation was delivered by Pastor Mike Palompo of New Hope Central Oahu, after which the Roll was called showing all Members present with the exception of Representatives Cachola, Lee and Ward, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Ninth and Tenth Days was deferred.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 316 through 324) were received by the Clerk and were placed on file:

Dept. Com. No. 316, from the Department of Business, Economic Development & Tourism, dated January 22, 2018, transmitting the Hawaii Housing Finance and Development Corporation Annual Report 2017, pursuant to Section 201H-21, HRS.

Dept. Com. No. 317, from the Hawaii Health Systems Corporation, dated February 1, 2018, transmitting the Hawaii Health Systems Corporation Annual Audit and Report for FY2017, pursuant to Sections 323F-22(a), (b) and (c), HRS.

Dept. Com. No. 318, from the Early Language Working Group, dated January 2018, transmitting the 2017 Report of Findings and Recommendations of the Early Language Working Group to Support Age-Appropriate Language Development for Children from Birth to Age Five Years Who Are Deaf, Hard of Hearing, or Deaf-Blind, pursuant to Act 177, SLH 2016.

Dept. Com. No. 319, from the Office of the Auditor, dated July 3, 2017, transmitting the Financial Audit of the Oahu Metropolitan Planning Organization.

Dept. Com. No. 320, from the Office of the Auditor, dated July 12, 2017, transmitting Report No. 17-05, Audit of Hawaii Department of Agriculture's Plant Quarantine Branch.

Dept. Com. No. 321, from the Office of the Auditor, dated July 19, 2017, transmitting Report No. 17-07, Report of Hawaii Superferry Final Expenses.

Dept. Com. No. 322, from the Department of Defense, dated August 3, 2017, transmitting the Report of Expenditures of the Major Disaster Fund, pursuant to Act 129, SLH 2015.

Dept. Com. No. 323, from the Office of the Auditor, dated September 20, 2017, transmitting Report No. 17-08, Sunset Evaluation: Regulation of Athletic Trainers.

Dept. Com. No. 324, from the Department of Labor and Industrial Relations, Research and Statistics Office, transmitting the Workers' Compensation Data Book 2016.

INTRODUCTIONS

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

Representative Choy introduced his friend, Mr. Raymond Oda.

Representative Belatti introduced from the American Heart Association, Hawaii Division: Mr. Mark Yamakawa, Board Member; Ms. Lani Go-Keala, Executive Director; and Mr. Don Weisman, Government Relations Director.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Evans, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 28-18) recommending that H.B. No. 1328, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1328, 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 Lee and Ward being excused.

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 29-18) recommending that H.B. No. 1885, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1885, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Lee and Ward being excused.

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 30-18) recommending that H.B. No. 1907, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 1907, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Morikawa.

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

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

Representative Quinlan rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Quinlan's written remarks are as follows:

"I believe that this bill will mostly hurt those who are attempting to use electronic smoking devices as a substitute for cigarettes. For me personally, I find that electronic smoking devices and liquid nicotine are a welcome alternative to inhaling burning plant matter containing over 4,000 chemicals. HB 1907 will dramatically increase the cost of these products to consumers, while reducing the amount of competition in the market. I urge the next committee hearing this bill to remove the language that relates to electronic smoking devices."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1907, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Tupola voting aye with reservations, with Representatives McDermott and Quinlan voting no, and with Representatives Lee and Ward being excused.

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 31-18) recommending that H.B. No. 1705, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1705, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH COVERAGE FOR PORT-WINE STAINS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Lee and Ward being excused.

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 32-18) recommending that H.B. No. 1895 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1895, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Lee and Ward being excused.

Representative Evans, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 33-18) recommending that H.B. No. 2235 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 2235, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY REVIEW BOARD," passed Second Reading and was referred to the Committee on Finance, with Representatives Lee and Ward being excused.

Representative Evans, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 34-18) recommending that H.B. No. 2174, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 2174, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM," passed Second Reading and was referred to the Committee on Finance, with Representatives Lee and Ward being excused.

Representative Evans, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 35-18) recommending that H.B. No. 2224, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 2224, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance, with Representatives Lee and Ward being excused.

Representative Onishi, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 36-18) recommending that H.B. No. 1828, as amended in HD 1, be recommitted to the Committee on Tourism.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1828, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," was recommitted to the Committee on Tourism, with Representatives Lee and Ward being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 37-18) recommending that H.B. No. 2600 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 2600, entitled: "A BILL FOR AN ACT MAKING

APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Lee and Ward being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 13 through 15) and concurrent resolutions (H.C.R. Nos. 16 through 18) were referred to Printing and further action was deferred:

H.R. No. 13, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF EDUCATION, DEPARTMENT OF HEALTH, DEPARTMENT OF HUMAN SERVICES, AND JUDICIARY TO PERMANENTLY ESTABLISH AND PARTICIPATE IN THE HAWAII INTERAGENCY STATE YOUTH NETWORK OF CARE TO BETTER SERVE YOUTH AND FAMILIES WITH COMPLEX NEEDS IN THE STATE," was jointly offered by Representatives LoPresti, Brower, Cachola, DeCoite, Evans, Gates, Lee, Lowen, McKelvey, Mizuno, San Buenaventura, Takayama, Thielen, Ward and Yamashita.

H.R. No. 14, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES, IN CONSULTATION WITH THE DEPARTMENT OF PUBLIC SAFETY, TO WORK WITH THE FAMILY REUNIFICATION WORKING GROUP AND OTHER COMMUNITY STAKEHOLDERS TO DEVELOP A PLAN TO ESTABLISH VISITATION CENTERS AT ALL STATE CORRECTIONAL FACILITIES AND JAILS," was jointly offered by Representatives LoPresti, Brower, Cachola, Creagan, DeCoite, Evans, Fukumoto, Gates, Ichiyama, Keohokalole, Lee, Lowen, McKelvey, Mizuno, Nishimoto, San Buenaventura, Takayama, Thielen, Woodson and Yamashita.

H.R. No. 15, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONVENE A WORKING GROUP TO REVIEW AFTERSCHOOL PROGRAMS IN HAWAII'S PUBLIC SCHOOLS AND TO ESTABLISH AN AFTERSCHOOL PROGRAM ADVISORY COUNCIL," was jointly offered by Representatives LoPresti, Brower, Cachola, Creagan, DeCoite, Evans, Fukumoto, Gates, Ichiyama, Keohokalole, Lee, McKelvey, Mizuno, Nishimoto, San Buenaventura, Takayama, Thielen and Yamashita.

H.C.R. No. 16, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION, DEPARTMENT OF HEALTH, DEPARTMENT OF HUMAN SERVICES, AND JUDICIARY TO PERMANENTLY ESTABLISH AND PARTICIPATE IN THE HAWAII INTERAGENCY STATE YOUTH NETWORK OF CARE TO BETTER SERVE YOUTH AND FAMILIES WITH COMPLEX NEEDS IN THE STATE," was jointly offered by Representatives LoPresti, Brower, Cachola, DeCoite, Evans, Gates, Lee, Lowen, McKelvey, Mizuno, San Buenaventura, Takayama, Thielen and Yamashita.

H.C.R. No. 17, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES, IN CONSULTATION WITH THE DEPARTMENT OF PUBLIC SAFETY, TO WORK WITH THE FAMILY REUNIFICATION WORKING GROUP AND OTHER COMMUNITY STAKEHOLDERS TO DEVELOP A PLAN TO ESTABLISH VISITATION CENTERS AT ALL STATE CORRECTIONAL FACILITIES AND JAILS," was jointly offered by Representatives LoPresti, Brower, Cachola, DeCoite, Evans, Fukumoto, Gates, Ichiyama, Lee, Lowen, McKelvey, Mizuno, Nishimoto, San Buenaventura, Takayama, Thielen and Yamashita.

H.C.R. No. 18, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONVENE A WORKING GROUP TO REVIEW AFTERSCHOOL PROGRAMS IN HAWAII'S PUBLIC SCHOOLS AND TO ESTABLISH AN AFTERSCHOOL PROGRAM ADVISORY COUNCIL," was jointly offered by Representatives LoPresti, Brower, Cachola, DeCoite, Evans, Fukumoto, Gates, Ichiyama, Lee, McKelvey, Mizuno, Nishimoto, San Buenaventura, Takayama, Thielen, Ward and Yamashita.

ANNOUNCEMENTS

Representative Quinlan: "Thank you, Mr. Speaker. Sitting in my office today is a very talented and bright young man from Guam. His name is Anthony Lamorena and it's his birthday. So, Happy Birthday Anthony."

Representative Belatti: "Mr. Speaker, really briefly, I want to thank all of you who joined us in National Wear Red Day, which was established to build public awareness of the fact that heart disease is the number one killer of women. I would also like to thank the Sergeant-at-Arms for taking the time today to leave red pins on members' desks. Members, these pins are a reminder to be good stewards of our health and take small steps, no matter how busy we are, to keep ourselves healthy. Thank you, Mr. Speaker."

Representative Holt: "Thank you, Mr. Speaker. We're one day early, but I would like to wish our state championship offensive coordinator, Chris Todd, a happy birthday, if you could please join me."

COMMITTEE REASSIGNMENTS

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

H.B.
No.

Re-referred to:

1860 Committee on Labor & Public Employment, then to the
 Committee on Consumer Protection & Commerce

ADJOURNMENT

At 12:15 o'clock p.m., on motion by Representative Morikawa, seconded by Representative Thielen and carried, the House of Representatives adjourned until 12:00 o'clock noon Monday, February 5, 2018. (Representatives Lee, McDermott and Ward were excused.)