

## THIRTY-FIRST DAY

Thursday, March 15, 2018

The House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2018, convened at 12:04 o'clock p.m., with Speaker Saiki presiding.

The invocation was delivered by Ms. Amanda Patrick of the Office of Representative John M. Mizuno, after which the Roll was called showing all Members present with the exception of Representatives Fukumoto, Har, Nakashima and Souki, who were excused.

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

## INTRODUCTIONS

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

Representative Morikawa introduced participants of the State Council on Developmental Disabilities Day at the Capitol; and Ms. Daintry Bartoldus, Executive Administrator.

Representative Nishimoto, on behalf of Speaker Emeritus Say, Representative Kobayashi, Speaker Saiki, and himself, introduced students from Kaimuki High School Student Government: Rojelle Bohol, Sierra Hisatake, Gum Nau, Lucy Liu, Dehara Luther, Chesney Ludwig, Taiana Lo Ketu, Krystal Tuia, Andrew Asato, Elle Vincioni and Christa Barbour; and their advisor, Ms. Holly Honbo.

Representative Lowen introduced participants of the State Council on Developmental Disabilities Day at the Capitol from Hawaii Island: from West Hawaii: Jeraldine Raymond, Socorro Vallez, Chemeni Matto, Joshua Goetz, Damian Extor, Heidi Hargett, Shane Folloso, Isaiah Wong, Robert Sanoria, Lois Phillip, Matthew Bester, Quentin Wong, Jacquelin Hopf and Jamison Akana; and from East Hawaii: Liza Yogi, Thijs van den Berg, Darwin Nagamine, Joshua Evangelista, Byron Obrero, Maelisa Polido, Cheryl Wah Yick, Amanda Vierra, Brenton Fidler, Alyssa Silva, Eli Lum, Jody Moore, Brittany Gomes, Teressa Jesse, Josephine H. and Floyd.

Representative Matsumoto introduced her cousin and intern, Ryan Westtschurack; her aunt, Kathy Westtschurack; and great aunt, Martha Peterson.

Representative Gates introduced members from the Boys & Girls Club of Hawaii, Waianae Clubhouse: Youth of the Year Honorees, Lorenzo Tagura-Bear, Logan-Ann Gucco and Loleina Kamaka; Clubhouse Director, Lana Keamo; and staff, Ewaza Palmer and Kekaula Tupua.

Representative Nishimoto introduced Cheryl Derby, former staff of Congressman Mark Takai.

Representative Morikawa introduced visitors from Boys & Girls Club of Hawaii, Kapaa Clubhouse: Alexis Freeman and Michael; Lihue Clubhouse: Jessica Herman, Kimberly Mafutina, Bryden Kaaui, and Lea Nuesca, Program Director.

Representative DeCoite introduced visitors from the Boys and Girls Clubs of Maui, and CEO, Kelly Pearson.

Representative San Buenaventura introduced Mr. and Mrs. Gary and Madonna Dahl, parents of Mia Dahl.

## ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS  
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 213) was announced by the Clerk and the following action taken:

H.R. No. 213, entitled: "HOUSE RESOLUTION CONGRATULATING THE HIGHLANDS INTERMEDIATE SCHOOL ROBOTICS PROGRAM FOR REPRESENTING THE STATE OF HAWAII AT THE VEX WORLD CHAMPIONSHIP IN LOUISVILLE, KENTUCKY," was jointly offered by Representatives Takayama and Takumi.

Representative Takayama moved that H.R. No. 213 be adopted, seconded by Representative Takumi.

Representative Takumi recognized the talented young men and women of the Robotics Program at Pearl City Highlands Intermediate School, developed by Advisor Joan Okai, who design, build and program robots to compete on a table-top playing field, apply STEM concepts to solve problems, develop critical thinking and team building skills, STEM applications and presentation skills.

Representative Takayama shared how Pearl City is the fourth happiest city in the country, and contributed part of that happiness to Pearl City Highlands Intermediate School's Robotics Program sending two teams representing the State of Hawaii to the VEX World Championships, and introduced Robotics team members who were seated in the gallery:

Camy Chigawa, Sean Delara, Ethan Kishimori, Cody Nakamura, Kaye Tadaki and Nathan Mones; and

Parents of Mary Guzman: Mr. and Mrs. May Jane and Jovencio Guzman.

Representative Takayama then introduced honorees who were seated on the Floor of the House:

Robotics Team Members: Alyssa Nakagawa;  
Stephanie Antonio;  
Ken Hirohata;  
Mary Guzman;  
Noah Calbero; and

Robotics Program Advisor: Ms. Joan Okai.

Representative Yamane, on behalf of the Waipio community, congratulated the Robotics teams.

Representative Ward recognized former Governor Lingle as the progenitor of the program, and congratulated and wished the students well at the world championship.

The motion was put to vote by the Chair and carried, and H.R. No. 213 was adopted, with Representatives Fukumoto, Har, McDermott, Nakashima, Nishimoto and Souki being excused.

The following resolution (H.R. No. 214) was announced by the Clerk and the following action taken:

H.R. No. 214, entitled: "HOUSE RESOLUTION RECOGNIZING THE HONOREES AND DISTINGUISHED FINALISTS OF THE BOYS & GIRLS CLUBS – STATE OF HAWAII'S 2018 YOUTH OF THE YEAR AWARDS," was jointly offered by Representatives Holt, Aquino, Cullen, Evans, Gates, Keohokalole, Matsumoto, Nakamura, Quinlan, Saiki, San Buenaventura, Souki, Todd, Tokioka, Yamane and Yamashita.

Representative Holt moved that H.R. No. 214 be adopted, seconded by Representative Quinlan.

Representative Holt recognized young people who embody the highest standards of character and serve as role models for others, recognized the Boys & Girls Club Youth of the Year as a program that identifies and recognizes outstanding young people for behavior that warrants celebration and promotes and celebrates club members' service to the club, community and family, academic performance, ethical values, life goals, poise and public speaking ability, and congratulated and introduced Youth of the Year Honorees who were seated in the gallery:

Alexis Freeman, Alyana Castillo, Jaenahleyn-Kaiola Kanaha, Jessica-Ahn Herman, Kayla Kennedy, Kimberly Matutina, Koby Kobayashi, Lorenzo Tagura-Bear, Logan-Ann Gueco, Loleina Kamaka, Michael John Anderson, Naleieha Makamae and Oiwi Gromley.

Representative Quinlan commended and congratulated the Boys & Girls Club of Hawaii Youth of the Year honorees and finalists and wished them the best of luck, and recognized the many achievements and contributions of and introduced Youth of the Year Finalists who were seated on the Floor of the House:

Mia Dahl, Freshman at Hawaii Academy of Arts and Sciences, Paha Clubhouse;

Caylie Peterson, Sophomore at King Kekaulike High School, Haiku Clubhouse;

Shalain Maxin, Senior at McKinley High School, Charles C. Spalding Clubhouse;

Hannah Bethard, Sophomore, Joint Base Pearl Harbor-Hickam Teen Center, Military Youth of the Year; and

Cornelius Phillips, Jr., Senior at Mililani High School, Schofield Barracks Clubhouse, Military Youth of the Year.

Representative DeCoite wished the finalists well and thanked the Boys & Girls Club staff for their work in the community.

The motion was put to vote by the Chair and carried, and H.R. No. 214 was adopted, with Representatives Fukumoto, Har, McDermott, Nakashima, Nishimoto and Souki being excused.

At 12:34 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:39 o'clock p.m.

### LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Mizuno introduced Mr. David Patrick, father of Amanda Patrick.

### REPORTS OF STANDING COMMITTEES

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 1142-18) recommending that S.B. No. 2931, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Intrastate Commerce.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2931, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," passed Second Reading and was referred to the Committee on Intrastate Commerce, with Representatives Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki being excused.

Representative Brower, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1143-18) recommending that S.B. No. 2293, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor & Public Employment.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2293, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Labor & Public Employment, with Representatives Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki being excused.

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 1144-18) recommending that S.B. No. 2817, SD 1, 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 S.B. No. 2817, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME VICTIM COMPENSATION FOR MENTAL HEALTH SERVICES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki being excused.

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 1145-18) recommending that S.B. No. 2790, SD 2, 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 S.B. No. 2790, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RIGHTS OF CHILDREN IN FOSTER CARE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki being excused.

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 1146-18) recommending that S.B. No. 2199, SD 1, 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 S.B. No. 2199, SD 1, 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 Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki being excused.

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 1147-18) recommending that S.B. No. 2108, SD 1, 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 S.B. No. 2108, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE ASSISTANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki being excused.

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 1148-18) recommending that S.B. No. 738, SD 1, 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 S.B. No. 738, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE PRACTITIONERS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki being excused.

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 1149-18) recommending that S.B. No. 2487, 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 S.B. No. 2487, 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 Representatives Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki being excused.

Representative Brower, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1150-18) recommending that H.R. No. 4 be referred to the Committee on Consumer Protection & Commerce.

Representative Belatti moved that the report of the Committee be adopted, and that H.R. No. 4 be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Morikawa.

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

Representative Tupola's written remarks are as follows:

"This resolution urges the City and County of Honolulu to reduce the time it takes to award a building permit.

"We all know that Hawaii is in a state of crisis when it comes to housing. We need at least 65,000 new units in the next 10 years just to meet growing demand.

"This housing shortage drives up the price of homes, making rent and sale prices out of reach for young people and working families.

"According to a 2016 study by Trulia, Hawaii has the longest average number of months to receive building approval—17 months. That's longer than famously expensive places like New York, Washington D.C., and San Francisco.

"We urge the DPP to review the growing number of rules, regulations, and codes that require landowners and developers to navigate an expensive and complex system of bureaucracy, costly studies, and legal requirements.

"Reducing the time it takes to get a building permit will be a huge step toward tackling our affordable housing crisis in Hawaii.

"Thank you to the Chair of Housing for hearing this measure, and I hope we can all continue working together to address the problem of homelessness and rising housing prices."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.R. No. 4, entitled: "HOUSE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO REDUCE WAIT TIMES FOR HOUSING CONSTRUCTION PERMITS," was referred to the Committee on Consumer Protection & Commerce, with Representatives Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki being excused.

Representative Brower, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1151-18) recommending that H.C.R. No. 8 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.C.R. No. 8, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 41-1373 HAUNAUKOI STREET, WAIMANALO, HAWAII," was referred to the Committee on Finance, with Representatives Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki being excused.

Representative Brower, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1152-18) recommending that H.C.R. No. 7 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.C.R. No. 7, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 2949 ALA ILIMA STREET, NO. 204, HONOLULU, HAWAII," was referred to the Committee on Finance, with Representatives Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki being excused.

Representative Brower, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1153-18) recommending that H.C.R. No. 4 be referred to the Committee on Finance.

Representative Belatti moved that the report of the Committee be adopted, and that H.C.R. No. 4 be referred to the Committee on Finance, seconded by Representative Morikawa.

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

"Mr. Speaker, first of all, I wanted to ask for a potential conflict. My son was a former president of the Building Industry Association."

The Chair addressed Representative Thielen, stating:

"There's no conflict, and it will remain in effect through *sine die*."

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

"Thank you. And the BIA is opposed to this resolution. I'm in opposition to it, also. I'll tell you what my concern is. It's asking for a task force to study the issue of residential automatic fire sprinkler systems for one- and two-family dwellings. The problem is, we do a study, we form a task force, we do a study, and then the bill follows and then the law follows. And were that to be the case, Mr. Speaker, we would then see the median price for a family home to be in the \$800,000 range.

"It's really a big price issue, I think we ought to be very careful in even going the task force way with this. And with the technologies that we have available, there are many less expensive ways to be able to detect whether or not there's a fire within a dwelling. We don't need to have fire sprinklers, that's a little bit antique. It's kind of like a rail when we've got Uber. So, we ought to rethink this. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 4, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE TO STUDY THE ISSUE OF RESIDENTIAL AUTOMATIC FIRE SPRINKLER SYSTEM COSTS FOR NEW ONE- AND TWO-FAMILY DWELLINGS," was referred to the Committee on Finance, with Representative Thielen voting no, and with Representatives Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki being excused.

## ANNOUNCEMENTS

Representative DeCoite: "Thank you, Mr. Speaker. Just a reminder, again, the collection of Easter baskets for the donation drive is under way, and we're supporting IHS and Salvation Army families, setting up new homes by filling laundry baskets with new household items. If you guys can help us reach our goal of 200 baskets, and if you may have a bulk purchase of one particular item from Costco but not a basket, we'll take that too. And just to remind everybody, please drop off your donation at Rep. Matsumoto's Office in Room 303 or to Senator Baker's Office in Room 230. We'll be accepting donations until the afternoon of March 29th, which is a Thursday. Thank you."

At this time, the Chair stated:

"Members, please remember that today is the triple referral filing deadline. For any bills moving from their first committees to their second committees in a triple referral, you must file the committee reports with the Chief Clerk's Office by 6 o'clock p.m. this evening. Please do not wait till the last minute and be there early if possible for the filing."

#### 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>
2875, SD1	Committee on Health & Human Services, then to the Committee on Finance

#### ADJOURNMENT

At 12:44 o'clock p.m., on motion by Representative Morikawa, seconded by Representative Ward and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, March 16, 2018. (Representatives Fukumoto, Har, Hashem, Lowen, McDermott, Nakashima and Souki were excused.)