

THIRTY-THIRD DAY

Monday, March 19, 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 Vice Speaker Nakashima presiding.

The invocation was delivered by Mr. Lawson Fernandes of the Office of Representative Nadine K. Nakamura, after which the Roll was called showing all Members present with the exception of Representatives DeCoite, Gates, Har and Souki, who were excused.

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

INTRODUCTIONS

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

Representative Morikawa introduced her staff, Alvin Takahashi; and 6-year-old Naomi Francisco, whose family lives with Representative Morikawa on Kauai.

Representative Luke introduced former Governor George Ariyoshi.

Representative Matsumoto introduced from Hawaii Chapter of Delta Sigma Theta: Kimberly Pringle, Alexis Barnett-Sherrill, Dr. Camonia Long, Berneicea Worrell, Anita Motte and Dr. Nicole Lewis.

Representative Nakamura introduced parents of Lawson Fernandes: Larry and Wally Fernandes; and her office manager, Ben Viernes.

Representative Quinlan introduced Ms. Sherry Menor-McNamara, President and CEO of Chamber of Commerce Hawaii; and his staff, Anthony Lamorena.

Representative Tupola introduced her former professor, Dr. Nicole Lewis.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 357 through 359) were received by the Clerk and were placed on file:

Dept. Com. No. 357, from the Office of Enterprise Technology Services, dated February 22, 2018, transmitting the Information Privacy and Security Council Annual Summary Report, pursuant to Section 487N-5(d), HRS.

Dept. Com. No. 358, from the Office of the Auditor, dated March 7, 2018, transmitting the Hawaii 2050 Sustainability Plan, Ten Year Measurement Update, pursuant to Act 8, SLH 2005.

Dept. Com. No. 359, from the Department of Business, Economic Development & Tourism, dated February 23, 2018, transmitting the Natural Energy Laboratory of Hawaii Authority 2015-16 Annual Report, pursuant to Chapter 227D, HRS.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 217) was announced by the Clerk and the following action taken:

H.R. No. 217, entitled: "HOUSE RESOLUTION CONGRATULATING THE WINNERS OF THE HAWAII: NEXT 50 CONTEST," was jointly offered by Representatives Nakashima, Belatti, Gates, Holt, Ichiyama, Johanson, Kobayashi, LoPresti, Matsumoto, Nakamura, Ohno, Quinlan, Todd, Woodson and Creagan.

Representative Belatti moved that H.R. No. 217 be adopted, seconded by Representative Gates.

Representative Belatti shared how the Hawaii: Next 50 Contest, inspired by former Governor George Ariyoshi's book, "Hawaii: The Past Fifty Years, The Next Fifty Years," tasks students to read the book and gain insight into the events that shaped Hawaii during its first 50 years of statehood, and propose creative and innovative solutions to promote the healthy Hawaii we want to see in the next 50 years, and introduced judges and sponsors of the contest who were seated in the gallery:

Former Governor George Ariyoshi;
Ms. Jessica Yamauchi, Hawaii Public Health Institute;
Ms. Sherry Menor-McNamara, Chamber of Commerce Hawaii;
Mr. Pono Chong, HMSA;
Mr. Michael Robinson, Hawaii Pacific Health;
Ms. Jamie Kinoshita Oliveira, aio Foundation; and
Mr. George Engebretson, Watermark Publishing.

Representative Ichiyama congratulated and introduced the Hawaii: Next 50 Contest winners who were seated on the Floor of the House:

Kaia Fujinaka, Waiakea Elementary School, Grades 4-5 Essay Winner. She was accompanied by her parents, Keen and Jin Fujinaka, brother, Joey, and teacher, Kristi Hashimoto, who were seated in the gallery;

Aaron Omuro, Kahului Elementary School, Grades 4-5 Multimedia Winner, grades 4-5. He was accompanied by his parents, Curtis and Jennifer Omuro, and grandfather, Francis Yano, who were seated in the gallery;

Brian Li, Punahou School, Grades 6-8 Essay Winner. He was accompanied by his parents, Bob Li and Rachele Chang, who were seated in the gallery;

Alena Bolosan, Ewa Makai Middle School, Grades 6-8 Multimedia Winner. She was accompanied by her parents, Alex and Ana Ubiadas, siblings, Diane and Chris Bolosan, mentor, Emma Tandra, and teacher, Vanessa Ching, who were seated in the gallery;

Cameryn Rae Kahalewai, Molokai High School, Grades 9-12 Essay Winner. She was accompanied by her teacher, Paula Friel, who was seated in the gallery; and

Mary Brittany Bello, Waipahu High School, Grades 9-12 Multimedia Winner. She was accompanied by her parents, Edwin and Michelle Bello, who were seated in the gallery.

The motion was put to vote by the Chair and carried, and H.R. No. 217 was adopted, with Representatives Choy, DeCoite, Har and Souki being excused.

At 12:21 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:28 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 1218-18) recommending that H.C.R. No. 35 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.C.R. No. 35, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS BOTH THE SOCIAL AND FINANCIAL EFFECTS OF PROPOSED MANDATED HEALTH INSURANCE COVERAGE THAT REQUIRES INSURERS, HOSPITAL

AND MEDICAL SERVICES PLANS, AND HEALTH MAINTENANCE ORGANIZATIONS TO PROVIDE COVERAGE FOR MEDICAL PROCEDURES TO ELIMINATE OR PROVIDE MAXIMUM FEASIBLE TREATMENT OF PORT-WINE STAINS," was referred to the Committee on Consumer Protection & Commerce, with Representatives Choy, DeCoite, Har, Kobayashi and Souki being excused.

Representative Mizuno, for the Committee on Health & Human Services, presented a report (Stand. Com. Rep. No. 1219-18) recommending that S.B. No. 2796, SD 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 S.B. No. 2796, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE POLICY ADVISORY BOARD FOR ELDER AFFAIRS," passed Second Reading and was referred to the Committee on Finance, with Representatives Choy, DeCoite, Har and Souki being excused.

Representative Brower, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1220-18) recommending that S.B. No. 2531, SD 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 S.B. No. 2531, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WITH SPRINKLER RETROFITS," passed Second Reading and was referred to the Committee on Finance, with Representatives Choy, DeCoite, Har and Souki being excused.

Representative Brower, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1221-18) recommending that S.B. No. 2783 pass Second Reading and be referred to the Committee on Judiciary.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2783 pass Second Reading and be referred to the Committee on Judiciary, 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 a no vote for her, and the Chair "so ordered."

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

"Support with an important footnote, Mr. Speaker. The section on the bill that impacts low-income housing, public housing, there's a strong correlation between ones' low income and ones' propensity to smoke. Therefore, if you're low income and you're prone to smoke, and the cost of cigarettes is as it is, this is not only a regressive position to put them in, but sometimes that's their hold onto social facilitation, *et cetera*.

"Having smoked for a couple of years, or decades, I know that it facilitates social as well as psychological well-being. To put it to the low income who have sometimes not all the hope that others, I just think we should be aware. I'm not trying to be sympathetic or mushy or syrupy, I just want us to know that these are the people who are hooked on that, and sometimes that's all they have to rely upon for the sake of the moment, that they are doing such things. A lot of us here have smoked, a lot of us have got over it. Hopefully this will help them get through the smoking addiction, but when we target those the way we're targeting in this bill, it hurts. And I'm sure there's some feedback that will be forthcoming.

"For those reasons, Mr. Speaker, I support this. Smoking is not good, but to know the group that we're hitting, just like when we passed the GE tax, we say, oh this is so regressive, the poor people are going to get hurt by it. Just so we know as a footnote, that's going to hurt some of these people here. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2783, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives McDermott and Tupola voting no, and with Representatives Choy, DeCoite, Har and Souki being excused.

ANNOUNCEMENTS

Representative Lowen, for the Committee on Energy & Environmental Protection, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Tuesday, March 20, 2018, at 9:00 a.m. in Conference Room 325, and the Chair "so ordered."

H.C.R. No. 111, Requesting the Department of Health to Convene a Regional Cesspool Modernization Task Force Within Each County of the State.

Representative Evans: "Thank you, Mr. Speaker. If you haven't already had the chance to visit, please stop by for the Manufacturing Day on the fourth floor before it ends at 2:00 p.m. There are approximately 20 exhibiting companies here today to support awareness of our manufacturing industry. In Hawaii there are over 700 active manufacturers in the state that employ 14,000 people and contribute to the overall state economy.

"According to data from the National Association of Manufacturers Hawaii, manufacturers help our state's economy by contributing nearly \$1.78 billion in manufactured goods exported outside of Hawaii in 2016. Lunch will be provided to legislators in Room 429. If you don't already have your lunch ticket, please check with your staff, it was dropped off this morning. And, Mr. Speaker, I do have the names of the exhibitors, can we put them in the Journal? Thank you.

"INNOVATE Hawaii, Hawaii Farm Bureau, Coastal Windows, Hawaiian Cool Water, Rix Island Wear, Hawaiian Chip Company, UH Maui College Food Innovation Center, Pacific Allied Products, Hawaiian Ola, Island Plastic Bags, Mokuwai Piko Poi, Aloha Tofu Factory, Rengo Packaging, AirGas, Aloha Shoyu Company, HPC Foods, Maui Chamber of Commerce, Maui Gold Pineapple Company, Hawaii Food Manufacturers Association, and Hawaiian Craft Brewers Guild."

Representative Ward: "Mr. Speaker, following tomorrow's floor session, the fellowship luncheon will be held in Room 423 with Bishop Silva speaking. Please RSVP for the bentos to Representative Mizuno's Office, and I will announce it again tomorrow on the floor, but if you could do it today, all the better. Thank you, Mr. Speaker."

Representative Matsumoto: "Thank you, Mr. Speaker. Immediately after session, if the Women's Legislative Caucus members could come up to 437 for a quick picture with Delta Sigma Theta, that would be great. Thank you."

ADJOURNMENT

At 12:34 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, Tuesday, March 20, 2018. (Representatives Choy, DeCoite, Har and Souki were excused.)