

FORTY-SECOND DAY

Tuesday, April 3, 2018

The House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2018, convened at 12:06 o'clock p.m., with Speaker Saiki presiding.

The invocation was delivered by Ms. Kauai Lucas of the Office of Representative Gregg Takayama, after which the Roll was called showing all Members present with the exception of Representatives Holt and Lee, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 463 through 468) were received and announced by the Clerk:

Sen. Com. No. 463, transmitting S.C.R. No. 69, entitled: "SENATE CONCURRENT RESOLUTION URGING SCHOOL ADMINISTRATORS, TEACHERS, PARENTS, AND STUDENTS TO BE EDUCATED ABOUT THE POTENTIAL HEALTH IMPACTS OF HEAVY BACKPACKS AND TO TAKE PROACTIVE MEASURES TO AVOID INJURY," which was adopted by the Senate on April 2, 2018.

Sen. Com. No. 464, transmitting S.C.R. No. 75, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO ADVOCATE FOR LOCAL FRANCHISING AUTHORITIES TO RECEIVE GREATER CABLE TELEVISION REGULATING POWER AND FOR THE FEDERAL COMMUNICATIONS COMMISSION TO PROVIDE CLARITY AND ALLOW LOCAL FRANCHISING AUTHORITIES MORE DISCRETION REGARDING THE REGULATION OF CABLE OPERATORS AS IT RELATES TO PUBLIC, EDUCATIONAL, AND GOVERNMENTAL ACCESS CHANNELS," which was adopted by the Senate on April 2, 2018.

Sen. Com. No. 465, transmitting S.C.R. No. 116, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO SUBMIT A REPORT TO THE LEGISLATURE ON ALL CURRENT STATE GUN CONTROL LAWS, HOW THEY COMPARE WITH CURRENT FEDERAL REGULATIONS, DATA ON FIREARM DISCHARGES, AND DATA ON GUN CRIME IN HAWAII," which was adopted by the Senate on April 2, 2018.

Sen. Com. No. 466, transmitting S.C.R. No. 121, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII SISTER-STATE COMMITTEE AND DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO EVALUATE THE SISTER-STATE PROGRAM AND MAKE RECOMMENDATIONS TO IMPROVE THE CAPACITY AND SUSTAINABILITY OF THE EFFORTS TO PROMOTE MUTUALLY BENEFICIAL INTERNATIONAL RELATIONSHIPS," which was adopted by the Senate on April 2, 2018.

Sen. Com. No. 467, transmitting S.C.R. No. 142, entitled: "SENATE CONCURRENT RESOLUTION DESIGNATING THE FIRST WEEK OF DECEMBER AS CANCER SCREEN WEEK TO URGE THE PEOPLE OF HAWAII TO TALK WITH THEIR HEALTHCARE PROVIDERS ABOUT APPROPRIATE SCREENINGS FOR PREVENTION AND EARLY DETECTION OF CANCER," which was adopted by the Senate on April 2, 2018.

Sen. Com. No. 468, transmitting S.C.R. No. 164, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF AGRICULTURE TO SUBMIT A RECOMMENDED DEFINITION OF "AGRICULTURAL HUB" OR "FOOD HUB" AND, IN COLLABORATION WITH THE AGRIBUSINESS DEVELOPMENT CORPORATION, IDENTIFY AREAS IN THE STATE THAT ARE

POTENTIALLY SUITABLE TO BECOME AGRICULTURAL HUBS OR FOOD HUBS," which was adopted by the Senate on April 2, 2018.

INTRODUCTIONS

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

Representative McKelvey introduced visitors from Maui advocating for affordable housing: Mr. Tom Blackburn-Rodriguez and Ms. Cassandra Abdul.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 227) was announced by the Clerk and the following action taken:

H.R. No. 227, entitled: "HOUSE RESOLUTION CONGRATULATING THE MOANALUA HIGH SCHOOL SYMPHONY ORCHESTRA FOR THEIR OUTSTANDING PERFORMANCE AT THE NATIONAL ORCHESTRA FESTIVAL," was jointly offered by Representatives Ichiyama and Johanson.

Representative Ichiyama moved that H.R. No. 227 be adopted, seconded by Representative Johanson.

Representative Johanson recognized Moanalua High School and the achievements the students have made on behalf of all of Hawaii, shared the continued legacy of excellence of the Moanalua High School Symphony Orchestra, and congratulated them for being one of 20 school ensembles from across the country invited to perform at this year's National Orchestra Festival, where they earned the title of Grand Champion of the High School Division.

Representative Ichiyama recognized and congratulated the director and student officers of the Moanalua High School Symphony Orchestra, and introduced the honorees who were seated on the Floor of the House:

Raidyn Mendez, Equipment Manager;
Efren Enriquez, Equipment Manager;
Brooke Kumasaka, Librarian;
Carissa Miyamoto, Librarian;
Megan Ganeku, Secretary, Concert Master;
Annika Wong, Vice President;
Emiley Hadano, President; and
Mr. Elden Seta, Director.

The motion was put to vote by the Chair and carried, and H.R. No. 227 was adopted, with Representative Lee being excused.

The following resolution (H.R. No. 228) was announced by the Clerk and the following action taken:

H.R. No. 228, entitled: "HOUSE RESOLUTION COMMENDING KAHU CURTIS PA'ALUA KEKUNA FOR THIRTEEN YEARS OF HONORABLE SERVICES TO KAWAIAHA'O CHURCH AND A LIFE DEDICATED TO MINISTRY IN THE STATE OF HAWAII," was offered by Representative Ward.

Representative Ward moved that H.R. No. 228 be adopted, seconded by Representative Tupola.

Representative Ward honored Kahu Kekuna for a lifetime of service founding the Hawaii Chapter of Young Life, serving the students of Kamehameha Schools, and acting as Senior Pastor at Kawaihāo Church from 2004-2017, recognized him as the embodiment of the aloha spirit,

thanked him for his service to Kawaiahao Church and the people of Hawaii, and introduced honorees who were seated on the Floor of the House:

Kahu Curtis "Curt" Kekuna, Kahu Emeritus, Kawaiahao Church; and Mrs. Rebecca "Becky" Kekuna, his wife.

Representative Tupola congratulated Kahu Kekuna for his service to Kamehameha Schools, shared how he was the assistant chaplain when she was in school, recognized him for his charisma and encouragement, and thanked him for his work with youth and touching lives because of his service.

Representative Har recognized Mrs. Kekuna as being Kahu Kekuna's rock and as a compassionate, patient, phenomenal mother and role model for young women, and thanked her for her service at Kawaihoo Church and for serving as a role model to those around her.

Representative Mizuno thanked Kahu Kekuna for all he has done by providing words of wisdom, sharing his compassionate heart and love with believers and non-believers, and providing support for the most needy.

Representative Har shared a personal story from when her law firm was representing Kawaiahao Church, and how Kahu Kekuna was able to bridge the gap between being Hawaiian and Christian with grace, dignity, character and integrity, and thanked him for his service.

Representative Ward also recognized friends and family of Kahu and Mrs. Kekuna who were seated in the gallery:

Ms. Aulani Kekuna, daughter;
Ms. Nalani Kekuna, sister;
Mr. Dan Kim, friend;
Mr. Keoni May, former deacon at Kawaiahao Church; and
Ms. Kanani Kawika, Office of the Senate President.

The motion was put to vote by the Chair and carried, and H.R. No. 228 was adopted, with Representatives Gates and Lee being excused.

At 12:33 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:43 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Morikawa, seconded by Representative Ward and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representative Lee was excused.)

REPORTS OF STANDING COMMITTEES

Representative Takumi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1751-18) recommending that S.B. No. 2099, SD 1, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2099, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 49 ayes, with Representative Lee being excused.

Representative Takumi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1752-18) recommending that S.B. No. 2407, SD 1, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2407, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS," passed Third Reading by a vote of 49 ayes, with Representative Lee being excused.

Representative Takumi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1753-18) recommending that S.B. No. 2488, SD 2, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2488, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Choy voting no, and with Representative Lee being excused.

Representative Takumi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1754-18) recommending that S.B. No. 2297, HD 2 pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2297, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2297, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICAL CONTRACTORS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Tokioka voting aye with reservations, and with Representative Lee being excused.

Representative Takumi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1755-18) recommending that S.B. No. 2926, SD 1, HD 2 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2926, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," passed Third Reading by a vote of 49 ayes, with Representative Lee being excused.

At 12:45 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2099, SD 1, HD 1
S.B. No. 2407, SD 1, HD 1
S.B. No. 2488, SD 2, HD 1
S.B. No. 2297, HD 2
S.B. No. 2926, SD 1, HD 2

Representative Takumi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1756-18) recommending that S.B. No. 2201, SD 1, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1756-18 on S.B. No. 2201, SD 1, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2201, SD 1, HD 2, were made available to the Members of the House.

Representative Takumi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1757-18) recommending that S.B. No. 2258, SD 1, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1757-18 on S.B. No. 2258, SD 1, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2258, SD 1, HD 2, were made available to the Members of the House.

Representative Takumi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1758-18) recommending that S.B. No. 2647, HD 2, as amended in HD 3, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1758-18 on S.B. No. 2647, HD 3, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2647, HD 3, were made available to the Members of the House.

Representative Takumi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1759-18) recommending that S.B. No. 2244, SD 1, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1759-18 on S.B. No. 2244, SD 1, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2244, SD 1, HD 2, were made available to the Members of the House.

Representative Takumi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1760-18) recommending that S.B. No. 2247, SD 1, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1760-18 on S.B. No. 2247, SD 1, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2247, SD 1, HD 2, were made available to the Members of the House.

Representative Takumi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1761-18) recommending that S.B. No. 2799, SD 1, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1761-18 on S.B. No. 2799, SD 1, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2799, SD 1, HD 2, were made available to the Members of the House.

ANNOUNCEMENTS

Representative Brower: "Thank you, Mr. Speaker. Mr. Speaker, today is the birthday of one of our members. He is the legislator who wears the colorful dress shirts in pastel shades of lavender, flamingo, or today's choice, tinker bell. His suits are not only daring, they can be downright irresponsible. Remember the time he came to the Chamber wearing an ascot, and no one had the heart to tell him it was ridiculous, so we all entered dramatic comments into the Journal, then made a pact and vowed to never speak of it again. But seriously, traits like loyalty, friendliness, compassion, patience, these are all qualities you find in this legislator's dog named Buzz. Members, let's recognize a very gifted legislator, and give it up for the Representative of District 21."

ADJOURNMENT

At 12:46 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, Wednesday, April 4, 2018. (Representative Lee was excused.)