

## FIFTY-SECOND DAY

## Thursday, April 19, 2018

The House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2018, convened at 11:33 o'clock a.m., with Vice Speaker Nakashima presiding.

The invocation was delivered by Mr. Ryan Hooley and the Honoka'a Jazz Band, after which the Roll was called showing all Members present with the exception of Representatives Ichiyama, Ing and McKelvey, who were excused.

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

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 790 through 795) were received and announced by the Clerk:

Sen. Com. No. 790, transmitting H.C.R. No. 109, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO GRANT FULL VETERANS BENEFITS TO FILIPINO VETERANS WHO FOUGHT IN WORLD WAR II BUT WERE SUBSEQUENTLY DENIED THE BENEFITS TO WHICH THEY WERE ENTITLED," which was adopted by the Senate on April 18, 2018.

Sen. Com. No. 791, transmitting H.C.R. No. 220, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS AND THE FEDERAL COMMUNICATIONS COMMISSION TO CODIFY A DEFINITION OF THE "PUBLIC INTEREST STANDARD" FOR THE BROADCASTING INDUSTRY," which was adopted by the Senate on April 18, 2018.

Sen. Com. No. 792, transmitting H.C.R. No. 20, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN INCREASED HONOLULU POLICE DEPARTMENT PRESENCE IN WAIANAE, THE NORTH SHORE OF OAHU, CHINATOWN AND DOWNTOWN HONOLULU AREAS," which was adopted by the Senate on April 18, 2018.

Sen. Com. No. 793, dated April 18, 2018, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 1602, HD 2, SD 1	Baker, Chair; Ruderman, Tokuda	H.B. No. 1880, HD 3, SD 2	Tokuda, Chair; Baker, Co-Chair; English
H.B. No. 1627, HD 1, SD 2	Tokuda, Chair; Keith-Agaran, Co-Chair; English	H.B. No. 1882, HD 1, SD 2	Kidani, Chair; Galuteria, Co-Chair; K. Kahele
H.B. No. 1726, SD 1	Tokuda, Chair; Keith-Agaran, Co-Chair; S. Chang	H.B. No. 1895, HD 1, SD 1	Baker, Chair; Galuteria, Co-Chair; Ihara
H.B. No. 1727, HD 1, SD 1	Tokuda, Chair; Keith-Agaran, Co-Chair; English	H.B. No. 2043, HD 1, SD 1	Nishihara, Chair; Gabbard/Taniguchi, Co-Chairs
H.B. No. 1768, HD 2, SD 2	Tokuda, Chair; Taniguchi, Co-Chair; English, L. Thielen	H.B. No. 2169, HD 1, SD 1	Baker, Chair; Kidani, Co-Chair; Nishihara
H.B. No. 1802, HD 1, SD 1	Baker, Chair; English, Co-Chair; Ruderman	H.B. No. 2208, HD 1, SD 1	Baker, Chair; Ruderman, Tokuda
H.B. No. 1812, HD 3, SD 2	Green, Chair; Taniguchi/S. Chang, Co-Chairs; L. Thielen	H.B. No. 2238, HD 1, SD 1	Kidani, Chair; Nishihara/Shimabukuro, Co-Chairs
H.B. No. 1874, HD 1, SD 2	Baker, Chair; Kidani, Co-Chair; Nishihara	H.B. No. 2257, HD 2, SD 1	Baker, Chair; S. Chang, Tokuda
		H.B. No. 2259, HD 1, SD 3	K. Rhoads, Chair; Nishihara/English, Co-Chairs
		H.B. No. 2281, HD 1, SD 2	Espero, Chair; Green/Galuteria, Co-Chairs
		H.B. No. 2336, HD 1, SD 2	Tokuda, Chair; Keith-Agaran, Co-Chair; S. Chang
		H.B. No. 2341, HD 1, SD 2	Tokuda, Chair; Taniguchi/Keith-Agaran, Co-Chairs
		H.B. No. 2353, HD 1, SD 2	Kidani, Chair; Galuteria, Co-Chair; Espero
		H.B. No. 2354, HD 1, SD 2	Kidani, Chair; Galuteria, Co-Chair; Kim
		H.B. No. 2358, HD 1, SD 2	K. Rhoads, Chair; Espero/Keith-Agaran, Co-Chairs; L. Thielen
		H.B. No. 2373, HD 2, SD 1	Baker, Chair; Taniguchi, Co-Chair; Ihara, L. Thielen
		H.B. No. 2375, HD 1, SD 1	Tokuda, Chair; Baker/Taniguchi, Co-Chairs
		H.B. No. 2377, HD 1, SD 1	Tokuda, Chair; English, Co-Chair; Ihara
		H.B. No. 2389, HD 1, SD 2	Nishihara, Chair; Galuteria, Co-Chair; L. Thielen
		H.B. No. 2393, HD 1, SD 1	Nishihara, Chair; Galuteria, Co-Chair; Wakai
		H.B. No. 2414, HD 2, SD 1	Baker, Chair; Taniguchi, Co-Chair; Ruderman
		H.B. No. 2598, HD 2, SD 2	Tokuda, Chair; Keith-Agaran, Co-Chair; English
		H.B. No. 2602, HD 1, SD 1	Tokuda, Chair; English, Co-Chair; Ihara
		H.B. No. 2607, HD 1, SD 2	Kidani, Chair; Galuteria, Co-Chair; Espero

- H.B. No. 2670, Gabbard, Chair; Green/English, Co-Chairs  
HD 2, SD 1
- H.B. No. 2679, Kidani, Chair; K. Rhoads/Galuteria, Co-Chairs  
HD 1, SD 2
- H.B. No. 2747, Espero, Chair; Green/Galuteria, Co-Chairs  
HD 2, SD 2

Sen. Com. No. 794, dated April 18, 2018, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following Senate Bills:

- S.B. No. 2150, Taniguchi, Chair; Dela Cruz, Co-Chair;  
SD 2, HD 1 K. Rhoads
- S.B. No. 2204, Taniguchi, Chair; English, Co-Chair;  
SD 1, HD 1 Wakai
- S.B. No. 2205, Taniguchi, Chair; English, Co-Chair;  
SD 1, HD 1 K. Rhoads
- S.B. No. 2346, Taniguchi, Chair; Keith-Agaran, Co-Chair;  
SD 2, HD 1 Kim, L. Thielen
- S.B. No. 2738, Nishihara, Chair; Inouye/English, Co-Chairs  
SD 1, HD 1
- S.B. No. 2740, K. Rhoads, Chair; Keith-Agaran, Co-Chair;  
SD 1, HD 2 Taniguchi
- S.B. No. 2798, Baker, Chair; Green/English, Co-Chairs;  
SD 2, HD 1 S. Chang, Tokuda
- S.B. No. 2858, Nishihara, Chair; Shimabukuro, Co-Chair;  
SD 2, HD 1 L. Thielen
- S.B. No. 2868, Wakai, Chair; Keith-Agaran/Galuteria, Co-Chairs  
SD 3, HD 1
- S.B. No. 2890, Taniguchi, Chair; Baker/Keith-Agaran, Co-Chairs  
SD 2, HD 1
- S.B. No. 2906, Tokuda, Chair; Green/Kim/Keith-Agaran, Co-Chairs;  
SD 1, HD 1 English
- S.B. No. 2928, Gabbard, Chair; Kidani/Galuteria, Co-Chairs  
SD 2, HD 1
- S.B. No. 2990, Tokuda, Chair; Keith-Agaran/English, Co-Chairs  
SD 2, HD 2
- S.B. No. 2996, Inouye, Chair; English, Co-Chair;  
SD 3, HD 1 Espero

Sen. Com. No. 795, dated April 18, 2018, informing the House that the President has made the following changes to Senate Conferee assignments for the following bills:

- S.B. No. 2646, Senate Conferees Changed:  
SD 1, HD 3 Senator English added as Co-Chair.  
Senator Dela Cruz discharged as Co-Chair.
- S.B. No. 2705, Senate Conferees Added:  
SD 2, HD 2 Senator Kim added as Conferee.
- S.B. No. 2922, Senate Conferees Discharged:  
SD 1, HD 1 Senator Kidani discharged as Chair.  
Senator Taniguchi discharged as Co-Chair.  
Senator Espero discharged as Conferee.

## INTRODUCTIONS

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

Representative Evans, on behalf of Vice Speaker Nakashima and herself, introduced members of the Honokaa High School Jazz Band: Allyza Acidera, Czar Agustin, Jeanne Altura, Francis Altura, Nicolas Altura, Daylemarc Aten, Jannabel Bielza, Jannel Bielza, Zhanelyn Cacho, Zac Candelario, Joshua Candelario, Conner Chamberlain, Micah Chamberlain, Terri Connors, Sheena Dalmacio, Gabriel Domingo, Riana Domingo-Peregrino, Gjim Gancinia, Ryan Hooley, Kaylynn Iona, Elijah Joaquin, Joe Miyazaki, Dwayne Murakane, Stephanie Onza, Kelson Pedro, Austin Pedro, Nick Potter, Taui Rapozo, Mahaylea Raquel-Tolentino, Kouie Salvacion, Kacy Sanchez-Joaquin, Falyn Sebastian, Haku Sommers, Ray-Anthony Souza, Marlito Torrano, Colin Ubarre, Justin Vallente and Kaleb Yamasaki; chaperones: Stacey Aguilar, Doug Connors, Raina Dale, Sue Dela Cruz, Rose Domingo, Dan Hooley, Wendy Kapu, Terri Pedro, Kelby Pedro and Ashlynn Pedro; and Band Director, Mr. Gary Washburn.

Representative DeCoite, on behalf of the Maui Delegation, introduced students of Lanai High and Elementary School: William Dulay, Princess Padron, Bernadith Nabor, Andreana La Pierre, Brett Lawren Medeiros-Batoon, Anela Kahihikolo, Harlyne Guiang and Isaiah Nakano; teachers, Ms. Erin Nakano and Ms. Andrea La Pierre; and Ms. Jen May Pastores of Center for Tomorrow's Leaders.

Representative Mizuno introduced members of the American Massage Therapists Association, Hawaii Chapter, and Massage Therapists Association of Hawaii; and Mr. Dustin Ebesu.

Representative Onishi introduced students of Ke Kula 'o Nāwahīokalani'ōpu'u Iki Lab Public Charter School: Kauakea Helekahi-Kaiwi, Keawa Wong, Kahaku Tolentino-Perry, Kaleokapu Aipolani, Kū Robinson, 'Aipono Valente and Lilinoe Ahia; and Kumu Pā'ani Kelson.

At 11:44 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:44 o'clock a.m.

## ORDER OF THE DAY

### SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that per committee referral sheet number 61, Senate Resolution No. 191 has been re-referred solely to the Committee on Transportation. The Committee on Judiciary has waived its referral to this measure, and therefore it is appropriate for the House to consider action for adoption."

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the rules were suspended to reconsider action previously taken on S.C.R. No. 191. (Representatives McKelvey and Yamashita were excused.)

### RECONSIDERATION OF ACTION TAKEN

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 2014-18, recommending referral to the Committee on Judiciary. (Representatives McKelvey and Yamashita were excused.)

**UNFINISHED BUSINESS****S.C.R. No. 191:**

On motion by Representative Belatti, seconded by Representative Morikawa and carried, S.C.R. No. 191, entitled: "SENATE CONCURRENT RESOLUTION URGING ALL THE COUNTIES OF HAWAII TO CREATE A SPECIAL LICENSE PLATE DECAL, SIMILAR TO THE CITY AND COUNTY OF HONOLULU'S "HAWAII SAYS NO MORE WEEK" SPECIAL LICENSE PLATE DECAL, TO RAISE FUNDS TO END DOMESTIC VIOLENCE AND SEXUAL ABUSE," was adopted, with Representatives McKelvey and Yamashita being excused.

**REPORTS OF CONFERENCE COMMITTEES**

Representative Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 192, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 1-18) recommending that S.B. No. 192, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 1-18 and S.B. No. 192, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," was deferred for a period of 48 hours.

**SUSPENSION OF RULES**

At this time, the Chair stated:

"Members, please note that the Chair has discharged the House conferees previously appointed to House Bill 2043, HD 1, SD 1; and House Bill 2507, HD 2, SD 1. The House will now proceed to reconsider its disagreement to Senate amendments to the aforementioned measures."

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to certain House Bills. (Representatives McKelvey and Yamashita were excused.)

**RECONSIDERATION OF ACTION TAKEN**

Representative Belatti moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bills, seconded by Representative Morikawa and carried: (Representatives McKelvey and Yamashita were excused.)

H.B. No. 2043, HD 1, (SD 1)  
H.B. No. 2507, HD 2, (SD 1)

**ANNOUNCEMENTS**

Representative Thielen: "Thank you, Mr. Speaker. I just wanted to announce that in honor of Earth Week, tomorrow is our annual Hemp Aloha Friday, and if you would wear either hemp shirts or natural fiber shirts, or hemp tie, for our Finance Chair, I would appreciate it, and we can all celebrate Earth Day."

Representative Evans: "Mr. Speaker, the Honokaa Jazz Band will treat us all at 1 o'clock in the rotunda, they'll be playing, so I invite everybody to come and enjoy. Thank you."

Representative Mizuno, for the Committee on Health & Human Services, requested a waiver of the 48-hour advanced notice requirement for the

purpose of hearing the following measure on Friday, April 20, 2018, at 9:00 a.m. in Conference Room 229, and the Chair "so ordered."

S.C.R. No. 83, SD 1, Urging the Executive Office on Aging to Conduct a Study on the Impacts of an Aging Population in Hawaii.

**COMMITTEE REASSIGNMENTS**

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

<u>S.B. Nos.</u>	<u>Re-referred to:</u>
122, SD2, HD2	Committee on Health & Human Services, then to the Committee on Judiciary, then to the Committee on Finance
2172, SD2, HD1	Committee on Judiciary, then to the Committee on Finance
2351, SD1, HD1	Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance
2738, SD1, HD1	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance
2854, SD1, HD2	Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

S.C.R. Nos. Re-referred to:

83, SD1	Committee on Health & Human Services
191	Committee on Transportation

**ADJOURNMENT**

At 11:50 o'clock a.m., on motion by Representative Morikawa, seconded by Representative Ward and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Friday, April 20, 2018. (Representatives McKelvey and Yamashita were excused.)

**HOUSE COMMUNICATIONS**

House Communication dated April 19, 2018, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

H.B. No. 2043, Discharged all conferees.  
HD 1, SD 1

H.B. No. 2507, Discharged all conferees.  
HD 2, SD 1

House Communication dated April 19, 2018, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

S.B. No. 122, House Conferees Added:  
SD 2, HD 2 Representative Cullen added as Co-Chair.

S.B. No. 2172, House Conferees Changed:  
SD 2, HD 1 Representative Cullen added as Co-Chair.  
Representative Nishimoto discharged as Chair;  
Added as Co-Chair.

S.B. No. 2351, House Conferees Added:  
SD 1, HD 1 Representative Cullen added as Co-Chair.

S.B. No. 2738, House Conferees Added:  
SD 1, HD 1 Representative Cullen added as Co-Chair.

S.B. No. 2854, House Conferees Changed:  
SD 1, HD 2 Representative Cullen discharged as Member;  
Added as Co-Chair.

House Communication dated April 19, 2018, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

H.B. No. 1270, House Conferees Changed: Representative Yamashita  
HD 1, SD 2 added as Co-Chair. Representative DeCoite discharged  
as Co-Chair.

H.B. No. 2304, House Conferees Changed: Representative DeCoite  
HD 1, SD 1 discharged as Co-Chair. Representative Yamashita  
discharged as Member; Added as Co-Chair.

House Communication dated April 19, 2018, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 6, 2018, and gives its notice of intent to agree to the following House Bill:

H.B. No. 2507, HD 2, SD 1

House Communication dated April 19, 2018, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 12, 2018, and gives its notice of intent to agree to the following House Bill:

H.B. No. 2043, HD 1, SD 1