

FIFTY-FIRST DAY

Tuesday, April 16, 2019

The House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2019, convened at 11:33 o'clock a.m., with Vice Speaker Nakashima presiding.

The invocation was delivered by Jacoby Donovan Joaquin Byerlotzer, third grader at Mid-Pacific Institute, after which the Roll was called showing all members present.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 1109) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 1109, informing the House that on April 15, 2019, the following bill was signed into law:

H.B. No. 165, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN REPORTS." (ACT 008)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 900 and 901) were received and announced by the Clerk:

Sen. Com. No. 900, dated April 15, 2019, 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. 61, HD 1, SD 1 Baker, Chair; S. Chang, Fevella
- H.B. No. 118, HD 1, SD 1 L. Thielen, Chair; Dela Cruz, Co-Chair; Inouye, Fevella
- H.B. No. 120, SD 1 Dela Cruz, Chair; Keith-Agaran, Co-Chair; Fevella
- H.B. No. 164, HD 1, SD 1 K. Rhoads, Chair; Wakai, Fevella
- H.B. No. 169, HD 1, SD 2 L. Thielen, Chair; K. Rhoads, Co-Chair; Fevella
- H.B. No. 170, HD 1, SD 1 K. Rhoads, Chair; Kim, Fevella
- H.B. No. 172, HD 1, SD 2 Shimabukuro, Chair; K. Kahele/Kidani, Co-Chairs; Fevella
- H.B. No. 201, HD 1, SD 1 Gabbard, Chair; K. Rhoads, Co-Chair; Fevella
- H.B. No. 312, HD 1, SD 2 Kim, Chair; Dela Cruz, Co-Chair; Keith-Agaran, Kidani, Fevella
- H.B. No. 316, HD 1, SD 1 K. Rhoads, Chair; Kim, Fevella
- H.B. No. 329, HD 1, SD 2 Nishihara, Chair; Kidani, Co-Chair; Fevella
- H.B. No. 348, SD 1 Dela Cruz, Chair; Keith-Agaran, Co-Chair; Fevella

- H.B. No. 402, HD 1, SD 2 Shimabukuro, Chair; English/Kim, Co-Chairs; Fevella
- H.B. No. 420, HD 1, SD 1 Shimabukuro, Chair; Wakai/Kanuha, Co-Chairs; Fevella
- H.B. No. 463, HD 1, SD 2 Gabbard, Chair; Inouye, Co-Chair; Fevella
- H.B. No. 551, SD 1 Gabbard, Chair; Kim/English, Co-Chairs; Fevella
- H.B. No. 601, HD 1, SD 1 Nishihara, Chair; K. Kahele, Co-Chair; Fevella
- H.B. No. 618, SD 1 L. Thielen, Chair; Dela Cruz, Co-Chair; Fevella
- H.B. No. 702, HD 1, SD 2 Baker, Chair; K. Rhoads, Co-Chair; Fevella
- H.B. No. 809, SD 1 Dela Cruz, Chair; Keith-Agaran, Co-Chair; Fevella
- H.B. No. 901, HD 1, SD 2 L. Thielen, Chair; Kanuha, Co-Chair; Fevella
- H.B. No. 1028, HD 1, SD 1 Gabbard, Chair; K. Kahele/Keith-Agaran, Co-Chairs; Fevella
- H.B. No. 1188, HD 2, SD 1 L. Thielen, Chair; Taniguchi, Co-Chair; Kanuha, Moriwaki, Fevella
- H.B. No. 1394, HD 1, SD 1 Keith-Agaran, Chair; Kanuha, Co-Chair; Fevella
- H.B. No. 1413, HD 1, SD 1 Keith-Agaran, Chair; Kanuha, Co-Chair; Fevella
- H.B. No. 1546, HD 1, SD 1 Kim, Chair; Keith-Agaran, Co-Chair; Fevella
- Sen. Com. No. 901, dated April 15, 2019, 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. 25, SD 2, HD 1 Baker, Chair; J. Keohokalole, Fevella
  - S.B. No. 33, SD 3, HD 2 Wakai, Chair; Kidani/Dela Cruz/Kim, Co-Chairs; Fevella
  - S.B. No. 76, SD 2, HD 1 Inouye, Chair; Moriwaki, Co-Chair; Fevella
  - S.B. No. 126, SD 1, HD 1 Dela Cruz, Chair; Keith-Agaran, Co-Chair; Fevella
  - S.B. No. 130, SD 1, HD 1 K. Rhoads, Chair; Keith-Agaran, Co-Chair; Kim, Fevella
  - S.B. No. 187, SD 2, HD 1 K. Rhoads, Chair; Keith-Agaran, Co-Chair; Kim, Fevella
  - S.B. No. 192, SD 1, HD 2 K. Rhoads, Chair; Keith-Agaran, Co-Chair; Gabbard, Fevella
  - S.B. No. 219, SD 1, HD 1 J. Keohokalole, Chair; Riviere, Co-Chair; Harimoto, Moriwaki, Fevella

S.B. No. 223, SD 2, HD 1	Gabbard, Chair; K. Kahele, Co-Chair; Fevella	S.B. No. 1188, SD 1, HD 1	English, Chair; Kanuha, Co-Chair; Fevella
S.B. No. 225, SD 1, HD 1	Baker, Chair; S. Chang, Fevella	S.B. No. 1240, SD 1, HD 1	Baker, Chair; Ruderman, Co-Chair; Fevella
S.B. No. 242, SD 2, HD 2	Ruderman, Chair; Baker/Riviere, Co-Chairs; L. Thielen, Fevella	S.B. No. 1257, SD 2, HD 2	K. Kahele, Chair; Riviere, Co-Chair; Moriwaki, Fevella
S.B. No. 272, HD 2	Wakai, Chair; J. Keohokalole/Baker, Co-Chairs; Fevella	S.B. No. 1271, SD 1, HD 1	Dela Cruz, Chair; Keith-Agaran, Co-Chair; Fevella
S.B. No. 313, SD 1, HD 1	Kim, Chair; Wakai/Dela Cruz, Co-Chairs; Fevella	S.B. No. 1314, SD 1, HD 1	Dela Cruz, Chair; Keith-Agaran, Co-Chair; Fevella
S.B. No. 365, SD 2, HD 1	Wakai, Chair; Kidani/Dela Cruz, Co-Chairs; Nishihara, Fevella	S.B. No. 1353, SD 3, HD 3	Gabbard, Chair; K. Rhoads/English, Co-Chairs; Fevella
S.B. No. 398, SD 1, HD 1	Ruderman, Chair; L. Thielen/Keith-Agaran, Co-Chairs; Ihara, Fevella	S.B. No. 1404, SD 2, HD 1	Baker, Chair; Kim/English, Co-Chairs; Fevella
S.B. No. 409, SD 2, HD 1	Inouye, Chair; English, Co-Chair; Harimoto, Shimabukuro, Fevella	S.B. No. 1417, SD 2, HD 1	Nishihara, Chair; Keith-Agaran, Co-Chair; Fevella
S.B. No. 494, SD 1, HD 1	Dela Cruz, Chair; Keith-Agaran, Co-Chair; Fevella	S.B. No. 1440, SD 1, HD 1	Kanuha, Chair; English, Co-Chair; Fevella
S.B. No. 530, SD 2, HD 1	Baker, Chair; English, Co-Chair; S. Chang, Fevella	<b>INTRODUCTIONS</b>	
S.B. No. 552, SD 1, HD 2	Baker, Chair; Nishihara, Fevella	The following introductions were made to the members of the House:	
S.B. No. 652, SD 1, HD 1	Inouye, Chair; K. Kahele, Co-Chair; Harimoto, Shimabukuro, Fevella	Representative Belatti introduced Christoph Degen, member of the Landtag of Hesse, Federal Republic of Germany; and Lars Robusch.	
S.B. No. 760, SD 2, HD 1	Gabbard, Chair; K. Kahele, Co-Chair; Fevella	Representative Takayama introduced Barbara Kim Stanton, Hawaii state director, AARP; and volunteers from AARP.	
S.B. No. 762, SD 1, HD 1	Kim, Chair; Riviere/Kidani, Co-Chairs; Fevella	Representative Lee introduced his staff, Nikki Byerlotzer, and her family.	
S.B. No. 772, HD 2	Baker, Chair; Nishihara, Fevella	Representative Kong introduced Danicole Ramos, government affairs analyst, Elemental Excelerator.	
S.B. No. 817, SD 2, HD 1	Baker, Chair; English, Co-Chair; Nishihara, Fevella	At 11:39 o'clock a.m., the Chair declared a recess subject to the call of the Chair.	
S.B. No. 859, SD 1, HD 1	Dela Cruz, Chair; Keith-Agaran, Co-Chair; Fevella	The House of Representatives reconvened at 11:46 o'clock a.m.	
S.B. No. 966, SD 1, HD 2	J. Keohokalole, Chair; K. Kahele/Kidani, Co-Chairs; Fevella	<b>ORDER OF THE DAY</b>	
S.B. No. 985, SD 1, HD 1	Keith-Agaran, Chair; Kidani, Co-Chair; Fevella	<b>SUSPENSION OF RULES</b>	
S.B. No. 989, SD 2, HD 2	Wakai, Chair; J. Keohokalole/Kidani, Co-Chairs; Fevella	On motion by Representative Morikawa, seconded by Representative Matsumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Final Reading by consent calendar.	
S.B. No. 1002, SD 1, HD 1	Wakai, Chair; Moriwaki, Co-Chair; Fevella	<b>FINAL READING</b>	
S.B. No. 1058, SD 2, HD 1	K. Rhoads, Chair; Kanuha, Co-Chair; Gabbard, Fevella	<b>H.B. No. 465, HD 1, SD 2:</b>	
S.B. No. 1082, SD 2, HD 2	Taniguchi, Chair; K. Rhoads, Co-Chair; Fevella	Representative Belatti moved that H.B. No. 465, HD 1, SD 2 pass Final Reading, seconded by Representative Morikawa.	
S.B. No. 1148, SD 2, HD 1	Gabbard, Chair; Inouye, Co-Chair; Fevella	Representative Takayama rose to speak in support of the measure, stating:	

"Mr. Speaker, in strong support. Mr. Speaker, the measure we're considering today along with the next measure combined, go a long way towards enabling our *kūpuna* to age in place gracefully in their homes, where they prefer. With the help of limited state services such as Meals on Wheels or transportation or some light housekeeping, they are able to age in their own home as opposed to nursing homes. The beneficiaries from all this are not only our seniors but also their families, who often serve as

caregivers, and we as taxpayers ourselves, because when people impoverish themselves to go on Medicaid to enter nursing homes at a cost of more than \$126,000 per year, who ends up footing the bill? It's us as taxpayers.

"So, as we all know, we in Hawaii live longer than any other place in the world, and certainly the United States. These measures go a long way towards ensuring that those who are enjoying their golden years do so in comfort and happiness and joy. So, for those reasons I ask members for their support for these measures. Thank you."

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

"Thank you, Mr. Speaker. In strong support. Mr. Speaker, one of the things that I believe we tried to do over the course of this session is to really focus on addressing the high cost of living, and this measure certainly does that. I'd like to also point out that this measure takes it a step further and ensures that the money that's appropriated in this bill for Kupuna Care will be folded into the base budget, the executive budget, as well as the appropriations for two years. In the past, advocates have asked us to do this, but we have refrained from doing it on a year to year basis.

"This bill really demonstrates our commitment to ensuring that the high cost living, particularly for our elderly who face increasing costs at a time when they don't have increasing income, to be able to live and thrive in our communities. So, for those reasons, Mr. Speaker, in strong support of this measure."

The motion was put to vote by the Chair and carried, and H.B. No. 465, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Final Reading by a vote of 51 ayes.

#### **H.B. No. 468, HD 1, SD 2:**

Representative Belatti moved that H.B. No. 468, HD 1, SD 2 pass Final Reading, seconded by Representative Morikawa.

Representative Takayama rose in support of the measure. [Note: See H.B. No. 465, HD 1, SD 2, for remarks.]

The motion was put to vote by the Chair and carried, and H.B. No. 468, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HEALTHY AGING PARTNERSHIP PROGRAM," passed Final Reading by a vote of 51 ayes.

At 11:50 o'clock a.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 465, HD 1, SD 2  
H.B. No. 468, HD 1, SD 2

#### **ANNOUNCEMENTS**

Representative Thielen: "Mr. Speaker, at the appropriate moment could we all stand for a moment of solidarity with the people of France as they're mourning the tragic fire that has destroyed part of Notre-Dame."

Representative Johanson: "Thank you, Mr. Speaker. It's fitting that on a day where we are celebrating aging and recognizing its importance, we do want to recognize our colleague from the 48th District who celebrates her birthday today and who is aging with so much grace. So, if we could all give our colleague a big hand for her birthday today."

Representative Quinlan: "Alright, so you guys see that guy sitting in the middle there, that is Brian. Brian has asked us all to please come down and sign the House Staff Directory and make our mark on history. If we do not do this, Brian will become sad, and every time Brian cries a fairy loses its wings. So, please you guys, will you go down the Clerk's Office and sign the House Staff Directory."

Representative Ward: "And before you see Brian and sign, please remember that the fellowship luncheon is still on, however the guest speaker had a family emergency, but I am told that Representative McDermott has

Subway sandwiches for all of those of you who have signed up, and it is Room 423. Thank you, Mr. Speaker."

Representative Matsumoto: "Just wanted to remind all of the members that we're coming up to the end of our Easter basket collection on behalf of the Women's Caucus. And so, if you can drop off all of your baskets to my office in Room 315. We have three organizations this year, Salvation Army, IHS, and PACT.

"And so, we normally do about 150, 180 baskets every year. We have about 30 right now. So just wanted to remind everybody that we're doing our Easter basket event, and it will be happening on Thursday at 1:45 p.m. in the front foyer, and we'll have our surprise Easter Bunny and Easter chick there for you to take pictures with. So, don't forget."

At this time, the members of the House of Representatives stood for a moment of solidarity with France in honor of the Notre-Dame Cathedral fire.

#### **ADJOURNMENT**

At 11:54 o'clock a.m., on motion by Representative Morikawa, seconded by Representative Matsumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Wednesday, April 17, 2019.

#### **HOUSE COMMUNICATIONS**

House Communication dated April 16, 2019, 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 this day passed the following bills on Final Reading:

H.B. No. 465, HD 1, SD 2  
H.B. No. 468, HD 1, SD 2

#### **OTHER COMMUNICATIONS**

A copy of the following Senate Commination to the Governor was received by the Clerk:

"April 16, 2019

The Honorable David Y. Ige  
Governor of the State of Hawai'i  
State Capitol  
Honolulu, Hawai'i 96813

Dear Governor Ige:

In accordance with the provisions of Article XVII, Section 3 of the Hawai'i State Constitution, written notice is hereby given of the final form of the following bill, copy of which is attached hereto:

H.B. No. 709, H.D. 1, S.D. 1

"PROPOSING AN AMENDMENT TO ARTICLE II OF THE CONSTITUTION OF THE STATE OF HAWAII."

Respectfully,  
/s/ Carol Taniguchi  
CAROL TANIGUCHI  
Clerk of the Senate

Enclosures

cc: Brian Takeshita  
Clerk of the House"