

NINTH DAY

Thursday, January 30, 2020

The House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2020, convened at 12:03 p.m., with Speaker Saiki presiding.

The invocation was delivered by Mr. Micah Leval of the Office of Representative Troy N. Hashimoto, after which the Roll was called showing all members present.

On motion by Representative Morikawa, seconded by Representative Matsumoto and carried, reading of the Journal was dispensed with and the Journals of the First, Second, and Third Days were approved. (Representative Nishimoto was excused.)

INTRODUCTIONS

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

Representative Morikawa introduced Martha Saenz, state liaison for Hawaii, NCSL.

Representative Cullen introduced students in Waipahu Intermediate's Future Farmers of America program: Darren Estal, Jhanella Gerardo, Mariah Quibol, Mariah Ramo, Vheena Sistoza, Sean Michael Valencia Monte; their advisor, Ken Kozuma; and teacher, Jeff Garvey.

Representative Ward introduced former Representatives Pono Chong and Blake Oshiro.

Representative Quinlan introduced former Representative Matt LoPresti.

Representative Belatti introduced past and present staff of the House Majority Staff Office who were here to support James Funaki, who was being honored for his outstanding career of service to the House of Representatives.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 17) was announced by the Clerk and the following action taken:

H.R. No. 17, entitled: "HOUSE RESOLUTION RECOGNIZING JAMES T. FUNAKI, ESQ. FOR HIS EXEMPLARY CAREER AND EXTRAORDINARY CONTRIBUTIONS TO THE HOUSE OF REPRESENTATIVES AND THE STATE OF HAWAII," was jointly offered by Representatives Saiki, Aquino, Belatti, Brower, Cabanilla Arakawa, Cachola, Creagan, Cullen, DeCoite, Eli, Gates, Har, Hashem, Hashimoto, Holt, Ichiyama, Johanson, Kitagawa, B. Kobayashi, D. Kobayashi, Kong, Lee, Lowen, Luke, Matayoshi, Matsumoto, McDermott, McKelvey, Mizuno, Morikawa, Nakamura, Nakashima, Nishimoto, Ohno, Okimoto, Onishi, Perruso, Quinlan, San Buenaventura, Say, Takayama, Takumi, Tamas, Thielen, Todd, Tokioka, Ward, Wildberger, Woodson, Yamane, and Yamashita.

Representative Nakashima moved that H.R. No. 17 be adopted, seconded by Representative Belatti.

Representative Nakashima recognized Mr. Funaki, formerly of Olaa, Hawaii, for his 57 years of service to the House of Representatives where, among other things, he represented the Hawaii State House of Representatives before the United States Supreme Court in the reapportionment case *Burns v. Richardson*; headed the legal support team for the 1968 and 1978 Hawaii Constitutional Conventions; supervised and mentored many young legislative attorneys, two of whom later became Hawaii Supreme Court justices; served nine House Speakers (Cravalho, Beppu, Wakatsuki, Peters, Kawakami, Kihano, Souki, Say, and Saiki) and countless legislators; and shared his legal expertise, professional life experiences, and life lessons while working with numerous staff.

Representative Nakashima thanked the Funaki family for sharing their father and grandfather with the House, thanked Mr. Funaki for his sound advice and counsel, and introduced the honoree who was seated on the Floor of the House:

James Funaki, House Chief Attorney and Special House Counsel.

Representative Belatti congratulated and thanked Mr. Funaki for his years of service and for all that he has done for the State of Hawaii, and introduced Mr. Funaki's two daughters, who were seated with him on the Floor of the House:

Joan Kaimikaua and Paula Young.

Representative Belatti also shared some important milestones in Mr. Funaki's life: he was born in 1929; graduated from Hilo High School in 1947; passed the Hawaii State Bar in 1959, the year Hawaii became a state; and started working for the House of Representatives in 1963.

Representative Ward thanked Mr. Funaki for his humility, patience, kindness, and integrity, and honored him for all his service.

Representative Say thanked Mr. Funaki for taking him under his wing and educating him about the institution when he was a brash young 24-year-old dishwasher/busboy-turned-legislator in 1976; shared former Chief Clerk Pat Mau-Shimizu's debt of gratitude to the House for allowing her to work with Mr. Funaki for the past three decades; recognized Mr. Funaki as a wealth of knowledge and statutory history, especially in the area of land use and Native Hawaiian rights; commended him on the important role he played in the Hawaiian renaissance and the return of Kahoolawe; and thanked him for his years of service to the House.

Representative Onishi, as the Representative of the area that was formerly Mr. Funaki's hometown, expressed his gratitude for the years of service that Mr. Funaki has given to the people of Hawaii and the Hawaii House of Representatives.

Speaker Saiki thanked Mr. Funaki for his 57 years of service to the House of Representatives, for sharing his wisdom, for his role in developing our democratic system of government in Hawaii by making our Legislature stronger and more proficient, and shared a quote that Mr. Funaki provided during an employee survey: "People need to be acknowledged for the work they do. It comes down to everyday relationships. Communication is very important and you cannot be aloof. If you consistently practice consideration, acknowledgement, and respect for people, it becomes a culture."

The motion was put to vote by the Chair and carried, and H.R. No. 17 was adopted.

At 12:28 p.m., the Chair declared a recess to allow the Members of the House to meet and congratulate the honorees.

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

REPORTS OF STANDING COMMITTEES

Representative Mizuno, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1-20) recommending that H.B. No. 1659, as amended in HD 1, be recommitted to the Committee on Health.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1659, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was recommitted to the Committee on Health, with Representatives Cabanilla Arakawa and Tokioka being excused.

Representative Mizuno, for the Committee on Health, presented a report (Stand. Com. Rep. No. 2-20) recommending that H.B. No. 1660, as amended in HD 1, be recommitted to the Committee on Health.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and

H.B. No. 1660, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was recommitted to the Committee on Health, with Representatives Cabanilla Arakawa and Tokioka being excused.

Representative Mizuno, for the Committee on Health, presented a report (Stand. Com. Rep. No. 3-20) recommending that H.B. No. 1661, as amended in HD 1, be recommitted to the Committee on Health.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1661, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was recommitted to the Committee on Health, with Representatives Cabanilla Arakawa and Tokioka being excused.

Representative Mizuno, for the Committee on Health, presented a report (Stand. Com. Rep. No. 4-20) recommending that H.B. No. 1662, as amended in HD 1, be recommitted to the Committee on Health.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1662, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was recommitted to the Committee on Health, with Representatives Cabanilla Arakawa and Tokioka being excused.

ANNOUNCEMENTS

Representative Lee: "Thank you, Mr. Speaker. Just as we had, in the grand tradition of recognizing our colleagues for their birthdays, there is one in the Chamber today. For the past two days, it's been frustrating because this member has been the same age as me, for these just two days a year, but today is a momentous occasion because today he turns another year older and one year closer to that giant bingo party, the retirement home in the sky. So, I'd like to recognize our good esteemed colleague, Representative Johanson, on the occasion of this 40th birthday. Happy Birthday."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.

Re-referred to:

1605 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1610 Committee on Economic Development & Business, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

1633 Committee on Health, then to the Committee on Finance

1754 Committee on Housing, then jointly to the Committee on Intrastate Commerce and the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1848 Committee on Energy & Environmental Protection, then to the Committee on Water, Land, & Hawaiian Affairs, then to the Committee on Finance

1854 Committee on Energy & Environmental Protection, then to the Committee on Finance

1889 Committee on Water, Land, & Hawaiian Affairs, then to the Committee on Judiciary

1892 Committee on Economic Development & Business, then to the Committee on Finance

1895 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2040 Committee on Water, Land, & Hawaiian Affairs, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2065 Committee on Transportation, then to the Committee on Finance

2075 Committee on Economic Development & Business, then to the Committee on Finance

2156 Committee on Agriculture, then to the Committee on Finance

2157 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2158 Committee on Lower & Higher Education, then to the Committee on Finance

2162 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance

2180 Committee on Lower & Higher Education, then to the Committee on Finance

2188 Committee on Energy & Environmental Protection, then to the Committee on Judiciary, then to the Committee on Finance

2192 Committee on Agriculture, then to the Committee on Water, Land, & Hawaiian Affairs

2215 Committee on Lower & Higher Education, then to the Committee on Finance

2228 Committee on Health, then to the Committee on Finance

2235 Committee on Health, then to the Committee on Finance

2241 Jointly to the Committee on Human Services & Homelessness and the Committee on Health, then to the Committee on Finance

2265 Committee on Energy & Environmental Protection, then to the Committee on Finance

2316 Committee on Intrastate Commerce, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2323 Committee on Intrastate Commerce, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2324 Committee on Intrastate Commerce, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2325 Committee on Intrastate Commerce, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2326 Jointly to the Committee on Intrastate Commerce and the Committee on Transportation, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2328 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2356 Committee on Water, Land, & Hawaiian Affairs, then to the Committee on Finance

2369 Committee on Transportation, then to the Committee on Finance

2387 Committee on Housing, then to the Committee on Finance

2420 Committee on Human Services & Homelessness, then to the Committee on Judiciary, then to the Committee on Finance

2471 Committee on Water, Land, & Hawaiian Affairs, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

- 2480 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
- 2520 Committee on Labor & Public Employment, then to the Committee on Finance
- 2527 Committee on Housing, then to the Committee on Finance
- 2605 Committee on Economic Development & Business, then to the Committee on Finance
- 2608 Committee on Housing, then to the Committee on Finance
- 2627 Committee on Economic Development & Business, then to the Committee on Finance
- 2673 Committee on Water, Land, & Hawaiian Affairs, then to the Committee on Judiciary
- 2682 Committee on Labor & Public Employment, then to the Committee on Finance
- 2698 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
- 2699 Jointly to the Committee on Energy & Environmental Protection and the Committee on Transportation, then to the Committee on Labor & Public Employment, then to the Committee on Finance
- 2718 Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance

ADJOURNMENT

At 12:40 p.m., on motion by Representative Morikawa, seconded by Representative Matsumoto and carried, the House of Representatives adjourned until noon tomorrow, Friday, January 31, 2020. (Representatives Cabanilla Arakawa and Tokioka were excused.)