

SIXTEENTH DAY

Monday, February 10, 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 Vice Speaker Nakashima presiding.

The invocation was delivered by former Governor Neil Abercrombie, after which the Roll was called showing all members present with the exception of Representative Gates, who was excused.

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

INTRODUCTIONS

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

Representative Matsumoto introduced members of Hawaii's bleeding disorder community from Hawaii Island: Debby Calbero, Daxton Camero, Daylion Camero, and Kaleki Pakani-Flores; from Kauai: Regina Floyd; and from Oahu: Donald Douglas, Genevieve Wymere, Danny Anub, Isabella Anub, Jessica Anub, Lucas Anub, Tristen Anub, Cordell Chun, Jennifer Chun, Kelsen Chun, Kendell Chun, Kenji Chun, Anabella Margo, Harley Margo, Kaimana Margo, Matt Margo, Michael Pieklo, Amanda Tokiwa, Hannah Tokiwa, and Victoria Tokiwa.

Representative Morikawa introduced her friend, Brian Carter of Kauai.

Representative Ward introduced Russell Honma.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 22) was announced by the Clerk and the following action taken:

H.R. No. 22, entitled: "HOUSE RESOLUTION COMMENDING THE KALIHI PALAMA CULTURE AND ARTS SOCIETY FOR THEIR SERVICE TO OUR KEIKI AND THE NATIVE HAWAIIAN CULTURE," was jointly offered by Representatives Okimoto and Holt.

Representative Okimoto moved that H.R. No. 22 be adopted, seconded by Representative Holt.

Representative Holt recognized this week as Hawaiian Caucus Week 2020, *E Ala e Lāhui*, A Lāhui Rising, with the vision of ensuring the Legislature is engaged, informed, and educated on issues that affect our Native Hawaiian community, recognized February as 'Ōlelo Hawai'i month, and invited members to participate in the different celebrations and events throughout the week and share our Native Hawaiian language and culture.

Representative Okimoto shared how *E Ala e Lāhui* starts with our *keiki*, our 'ōpio, thanked the Kalihi-Palama Culture & Arts Society for perpetuating the Hawaiian culture by providing education, training, and services to the underprivileged population of the Kalihi-Palama area and on a statewide basis, recognized their Queen Lili'uokalani Keiki Hula Competition and Malia Craver Hula Kahiko Competition for highlighting our 'ōpio in the art of Hawaiian dance, and introduced honorees from the Kalihi-Palama Culture & Arts Society who were seated on the Floor of the House:

Kahu Wendell Kalani Silva, Founder, and his wife, Sharon Silva;
Trisha Kehaulani Watson, President;
Suzanne Chun Oakland, Vice President; and
Guy Sabilla, Executive Director.

The motion was put to vote by the Chair and carried, and H.R. No. 22 was adopted, with Representative Gates being excused.

At 12:18 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 12:29 p.m.

REPORTS OF STANDING COMMITTEES

Representative Takayama, for the Committee on Public Safety, Veterans, & Military Affairs, presented a report (Stand. Com. Rep. No. 259-20) recommending that H.B. No. 1947, as amended in HD 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 H.B. No. 1947, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORLD WAR II COMMEMORATION," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Takayama, for the Committee on Public Safety, Veterans, & Military Affairs, presented a report (Stand. Com. Rep. No. 260-20) recommending that H.B. No. 2478, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 2478, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Morikawa.

Representative Cabanilla Arakawa rose to disclose a potential conflict of interest, stating:

"I would like a ruling of a potential conflict, Mr. Speaker. I'm a veteran of the Persian Gulf War," and the Chair ruled, "no conflict."

Representative McDermott rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, my conflict goes back 100 pounds, I'm a Persian Gulf War veteran, please," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2478, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEMORIALS," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Takayama, for the Committee on Public Safety, Veterans, & Military Affairs, presented a report (Stand. Com. Rep. No. 261-20) recommending that H.B. No. 2331, as amended in HD 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 H.B. No. 2331, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative San Buenaventura, for the Committee on Human Services & Homelessness, presented a report (Stand. Com. Rep. No. 262-20) recommending that H.B. No. 1872, as amended in HD 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 H.B. No. 1872, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF THE LONG-TERM CARE OMBUDSMAN PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representatives San Buenaventura and Mizuno, for the Committee on Human Services & Homelessness and the Committee on Health, presented a report (Stand. Com. Rep. No. 263-20) recommending that H.B. No. 1866,

as amended in HD 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 H.B. No. 1866, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HEALTHY AGING PARTNERSHIP PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Woodson, for the Committee on Lower & Higher Education, presented a report (Stand. Com. Rep. No. 264-20) recommending that H.B. No. 2509, as amended in HD 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 H.B. No. 2509, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Woodson, for the Committee on Lower & Higher Education, presented a report (Stand. Com. Rep. No. 265-20) recommending that H.B. No. 2093, as amended in HD 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 H.B. No. 2093, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION DATA," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Woodson, for the Committee on Lower & Higher Education, presented a report (Stand. Com. Rep. No. 266-20) recommending that H.B. No. 2094, as amended in HD 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 H.B. No. 2094, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Woodson, for the Committee on Lower & Higher Education, presented a report (Stand. Com. Rep. No. 267-20) recommending that H.B. No. 2150, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 2150, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Morikawa.

Representative Okimoto 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 H.B. No. 2150, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representative Okimoto voting aye with reservations, and with Representative Gates being excused.

Representative Woodson, for the Committee on Lower & Higher Education, presented a report (Stand. Com. Rep. No. 268-20) recommending that H.B. No. 2412, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 2412, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Morikawa.

Representative DeCoite rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative DeCoite's written remarks are as follows:

"I am voting with reservations because I would like the three-year pilot program to include the districts of Molokai, Lanai, and Hana, Maui. These areas are rural and face similarly high rates of suspension, absenteeism, and exposure to trauma as places like Waianae. It is my belief that this program would be successful in improving the school and community culture of these districts."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2412, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAUMA-INFORMED EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representative DeCoite voting aye with reservations, and with Representative Gates being excused.

Representative Woodson, for the Committee on Lower & Higher Education, presented a report (Stand. Com. Rep. No. 269-20) recommending that H.B. No. 2203, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 2203, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Morikawa.

Representative Okimoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative DeCoite rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative DeCoite's written remarks are as follows:

"I am voting in opposition to this bill because I believe that principals should not have the additional responsibility of tracking and reporting data. Schools already have measures in place to enforce and address exclusionary school discipline policies that fit their institutional needs."

Representative Tokioka rose and asked that the Clerk record a no vote for him, 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 H.B. No. 2203, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCIPLINARY ACTIONS IN PUBLIC SCHOOLS," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Okimoto, and Tokioka voting no, and with Representative Gates being excused.

Representatives Woodson and Johanson, for the Committee on Lower & Higher Education and the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 270-20) recommending that H.B. No. 2064, as amended in HD 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 H.B. No. 2064, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDIT FOR ON-SITE EARLY CHILDHOOD FACILITIES," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 271-20) recommending that H.B. No. 2302, as amended in HD 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 H.B. No. 2302, HD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 272-20)

recommending that H.B. No. 2303, as amended in HD 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 H.B. No. 2303, HD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 273-20) recommending that H.B. No. 2304, as amended in HD 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 H.B. No. 2304, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 274-20) recommending that H.B. No. 2305, as amended in HD 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 H.B. No. 2305, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 275-20) recommending that H.B. No. 2306, as amended in HD 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 H.B. No. 2306, HD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 276-20) recommending that H.B. No. 2307, as amended in HD 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 H.B. No. 2307, HD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 277-20) recommending that H.B. No. 2308, as amended in HD 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 H.B. No. 2308, HD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Johanson, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 278-20) recommending that H.B. No. 2309, as amended in HD 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 H.B. No. 2309, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Yamane, for the Committee on Water, Land, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 279-20) recommending that H.B. No. 2591, as amended in HD 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 H.B. No. 2591, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARINE RESOURCES," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Yamane, for the Committee on Water, Land, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 280-20) recommending that H.B. No. 1921, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1921, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," passed Second Reading and was referred to the Committee on Judiciary, with Representative Gates being excused.

Representative Yamane, for the Committee on Water, Land, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 281-20) recommending that H.B. No. 2036, as amended in HD 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 H.B. No. 2036, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORAL RESTORATION," passed Second Reading and was referred to the Committee on Finance, with Representative Gates being excused.

Representative Yamane, for the Committee on Water, Land, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 282-20) recommending that H.B. No. 2646, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 2646, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Morikawa.

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

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

Representative Wildberger 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 H.B. No. 2646, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER," passed Second Reading and was referred to the Committee on Finance, with Representatives DeCoite, Okimoto, and Wildberger voting aye with reservations, and with Representative Gates being excused.

Representative Yamane, for the Committee on Water, Land, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 283-20) recommending that H.B. No. 442, as amended in HD 1, be recommitted to the Committee on Water, Land, & Hawaiian Affairs.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 442, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS," was recommitted to the Committee on Water, Land, & Hawaiian Affairs, with Representative Gates being excused.

Representative Lee, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 284-20) recommending that H.B. No. 2572, as amended in HD 1, be recommitted to the Committee on Judiciary.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 2572, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY," was recommitted to the Committee on Judiciary, with Representative Gates being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 21) and concurrent resolution (H.C.R. No. 39) were referred to Printing and further action was deferred:

H.R. No. 21, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A WORKING GROUP TO REVIEW AND REPORT ON THE COMPLEXITIES OF HEARING AID COSTS AND COVERAGES BY HEALTH INSURANCE," was offered by Representative Takayama.

H.C.R. No. 39, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A WORKING GROUP TO REVIEW AND REPORT ON THE COMPLEXITIES OF HEARING AID COSTS AND COVERAGES BY HEALTH INSURANCE," was offered by Representative Takayama.

ANNOUNCEMENTS

Representative Matsumoto: "Thank you, Mr. Speaker. Today the advocates from the Hawaii bleeding disorder community will be having lunch for everybody on the Diamond Head lawn, because you can't eat in the conference rooms anymore, so they're having their lunch on the lawn for you out there. So, if you can all stop by and say hi to them, that would be great. Thank you."

Representative Lee, for the Committee on Judiciary, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures on Tuesday, February 11, 2020, at 2:00 p.m. in Conference Room 325, and the Chair "so ordered."

H.B. No. 2379, Relating to Divorce;
H.B. No. 2067, HD 1, Relating to Domestic Violence;
H.B. No. 2050, HD 1, Relating to Temporary Restraining Orders, Protective Orders, and Injunctions;
H.B. No. 2061, HD 1, Relating to Child Support;
H.B. No. 2062, HD 1, Relating to the Sexual Exploitation of Children;
H.B. No. 1788, HD 1, Relating to the Room Confinement of Children at Detention and Shelter Facilities;
H.B. No. 2117, HD 1, Relating to Homelessness;
H.B. No. 933, HD 1, Relating to Crisis Intervention;
H.B. No. 2162, HD 1, Relating to Towing; and
H.B. No. 2483, HD 1, Relating to Bullying.

Representative Lee: "Thank you, Mr. Speaker. Given the high volume of bills moving from the lead committees this week, we'd like to make sure that our committee chairs' bills can move forward."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.

Re-referred to:

442, Committee on Water, Land, & Hawaiian Affairs, then to the Committee on Finance
1602 Committee on Consumer Protection & Commerce
1606 Committee on Labor & Public Employment, then to the Committee on Finance

1805 Committee on Consumer Protection & Commerce
2339 Committee on Labor & Public Employment, then to the Committee on Judiciary
2343 Committee on Health, then to the Committee on Finance
2485 Committee on Labor & Public Employment, then to the Committee on Finance

ADJOURNMENT

At 12:35 p.m., on motion by Representative Morikawa, seconded by Representative Matsumoto and carried, the House of Representatives adjourned until noon tomorrow, Tuesday, February 11, 2020. (Representatives Gates and Tokioka were excused.)