

TWENTY-NINTH DAY

Tuesday, March 11, 2014

The Senate of the Twenty-Seventh Legislature of the State of Hawai'i, Regular Session of 2014, convened at 11:36 a.m. with the President in the Chair.

The Roll was called showing all Senators present with the exception of Senator English who was excused.

The President announced that she had read and approved the Journal of the Twenty-Eighth Day.

At this time, Senator Kahele introduced Daniel Caluya, retired Master Sergeant and principal of Nā Wai Ola Public Charter School in Mountain View on Hawai'i Island.

Senator Chun Oakland recognized the following current commissioners and supporters of the Commission on the Status of Women who were present in the gallery: Margaret Masunaga, former State Representative Marilyn Lee, Sally Little, Honolulu County Committee Chair Kat Brady, Carol Philips, Marsha Joyner, Lisa Ellen Smith, Carmille Lim, Amy Monk, Judy Kern, Elena Cabatu, and Joan Husted.

Senator Slom introduced local business and education specialists Debra Martin and Kirk Beauvais, and their guests, Ihor Kovalskiy and Serhiy Vedernikov, who were visiting from Ukraine to learn about Hawai'i's government and business climate.

Senator Tokuda noted that the Capitol was bustling with parents, tūtū, and keiki who were present to talk about early learning at the Family-Child Interactive Learning Rally that morning, and recognized representatives from INPEACE, Keiki O Ka 'Āina, Partners In Development Foundation, and Keiki Steps, as well as Danny Goya and his wife, Jamie.

Senator Baker commended and congratulated the Hawai'i State Commission on the Status of Women on its fiftieth anniversary, and presented the following remarks:

"Thank you, Madam President. On behalf of you and all of the women in the Senate who are part of the Women's Legislative Caucus, I rise to introduce some very special women we have on the floor with us as we recognize and celebrate the fiftieth anniversary of the Hawai'i State Commission on the Status of Women.

"The Commission on the Status of Women, for those of you who may not know, was established by Executive Order of Governor John Burns back in 1964. So, for 50 years, the commission has been an invaluable resource in raising awareness and advancing equality for Hawaii's women and girls. Over the years, the commission has accrued quite an impressive record of advocacy, including their strong support to help with the passage of Title IX, the 1972 Education Amendments now known as the Patsy T. Mink Educational Opportunity Act; their advocacy on behalf of affirmative action in employment; inclusion of pregnancy as a temporary disability insurance benefit; rights for victims of domestic violence; and of course, our landmark final passage of the Compassionate Care for Sex Assault Victims Act in Hawaii's hospital emergency rooms.

"The commission, throughout their work, has encouraged dialogue and the establishing of task forces and committees to really look at the changing role of Hawaii's women in the workplace and at home, the condition of women and girls in our justice system, and in a variety of educational settings. Their efforts have truly addressed the status of women and girls across the lifespan and across all aspects of their lives in Hawai'i and in society.

"I'm so proud to acknowledge some of the fine women on the floor today; we have some, of course, wonderful women in the gallery that Senator Chun Oakland recognized. And let me start with a woman from Maui, who just happens to be the chair of the current Commission on the Status of Women.

"Leslie Wilkins is an experienced advocate for women, workplace diversity, and equity issues. I am proud to say that she's a colleague from Maui. She's the current vice president of the Maui Economic Development Board and founder and director of the Women in Technology Project, and has really done a lot to encourage young girls to think about science, technology, engineering, and math (STEM) degrees and really help ensure that we have appropriate representation of women in the STEM pipeline.

"In the past, she's been honored as the 2001 Small Business Administration Women in Business Advocate for Hawai'i and region X, the 2013 Small Business Administration Hawai'i Veterans Small Business Champion, and in 2010, was honored by the County of Maui with a Woman of Achievement Award.

"Leslie previously served two terms on the State Commission on the Status of Women, where she was commission chair from 1996 to 2003; and because she's such a strong advocate for women, she re-upped and has been appointed to the commission and is the current chair. It is my pleasure to introduce Leslie Wilkins; colleagues, if you could give a round of applause, please."

Senator Tokuda rose to present the following remarks:

"Thank you. It has been my pleasure to learn from, and even be scolded by, from time to time, the amazing Faye Kennedy over the past 20-plus years. Faye, a retired social worker from New York, is a longtime advocate for women and minority rights in our community. Influential in the institution of Martin Luther King, Jr. Day in Hawai'i in the late 1980s, she went on to serve on the Hawai'i Advisory Committee to the U.S. Civil Rights Commission from 1990 to 2007, the Hawai'i State Commission on the Status of Women from 1993 to 1995, and the Hawai'i Civil Rights Commission from 1995 to 2003. She has also spent several years as board member of the ACLU, vice president of the Honolulu NAACP, president of the Hawaii Women's Political Caucus, and founder and co-chair of the Hawaii Friends of Civil Rights – we could go on and on, talking about her accomplishments.

"Ms. Kennedy currently sits on the Honolulu County Committee on the Status of Women, and has been honored with the Making of the King Holiday Award in 1991 and the YWCA Leader Luncheon Award in 2010 – truly a role model for many young women, past and present. Thank you, Faye, and let's acknowledge her accomplishments today."

Senator Kidani rose to present the following remarks:

"Thank you. It is my pleasure to acknowledge my friend, and a friend to all women, Allicyn Tasaka. Allicyn currently serves as director of operations within the Office of the Governor. She has a long record with the Hawai'i State Commission; she served as commissioner from 1993 to 1996, chairperson from 1994 to 1996, and executive director from 1998 through 2004. She was elected to serve as national director on the National Association of Commissions for Women from 2000 through 2002, where she co-chaired the Hawaii Family Economic Self-Sufficiency Standard Advisory Committee. The committee assisted in the publication of a self-sufficiency study for Hawai'i that serves as a benchmark on the status of women in Hawai'i. Thank you so much, Allicyn."

Senator Solomon rose to present the following remarks:

“Mahalo. It gives me pleasure to introduce Pamela Ferguson-Brey – names in Hawai‘i that ring a bell for many of us – an accomplished lawyer in our community and a champion of children and crime victims. She currently serves as the executive director for Hawai‘i’s Crime Victim Compensation Commission and has served as executive director of the Commission on the Status of Women, deputy prosecuting attorney for the City and County of Honolulu, and deputy attorney general representing the Department of Human Services in child abuse and neglect cases.

“She is also the recipient of many awards for her community-oriented work, including the 1994 Hawai‘i Woman Lawyer of the Year, awarded in part for her efforts to establish Hawai‘i’s Missing Child Center; the Outstanding Achievement Award from the National Association of Commissions for Women for her role in creating the first women’s health month; and the 2013 Crime Victims’ Financial Restoration Award from U.S. Attorney General Eric Holder. How about a big mahalo to Pamela Ferguson-Brey, mahalo nui.”

Senator Thielen rose to present the following remarks:

“Thank you, Madam President. Before I introduce my person, I would like to say a big mahalo to all of the trailblazing women up in the chambers today with us. I’m so happy that you could join us today and thank you for all that you have done.

“Cathy Betts has been the executive director of the Hawai‘i State Commission on the Status of Women since 2011. Cathy has extensive experience in advocacy on women’s issues and has worked in the fields of family law, violence against women, child abuse, and Title IX. During her work at the Commission, she has successfully initiated legislative efforts for women and girls, including the passage of House Bill 411, which ensures compassionate care for sexual assault victims in Hawai‘i’s emergency rooms. And Cathy, as a mother of two daughters, I want to thank you very much for your efforts in that area.

“She’s also been successful in increasing legislative support for workplace protections for breastfeeding women and increased rights for Hawai‘i’s domestic workers. So, can we please honor Catherine Betts?”

Senator Chun Oakland rose to recognize Judge Simms and Nanci Kreidman who were present in the gallery.

At 11:51 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:57 a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 238 to 245) were read by the Clerk and were placed on file:

Gov. Msg. No. 238, dated February 20, 2014, making a correction to Gov. Msg. No. 119, transmitting a report on the Motion Picture, Digital Media and Film Production Income Tax credit. The correct act requiring the report is Act 89, SLH 2013.

Gov. Msg. No. 239, letter dated February 5, 2014, transmitting proposed changes to the FY 15 Supplemental Budget for the Department of Budget and Finance, Department of Hawaiian Home Lands, Department of Health, Department of Transportation, and the University of Hawaii.

Gov. Msg. No. 240, letter dated February 19, 2014, transmitting proposed changes to the FY 15 Supplemental Budget for the Department of the Attorney General; Department

of Business, Economic Development and Tourism; Department of Human Services; and Department of Transportation.

Gov. Msg. No. 241, letter dated February 21, 2014, transmitting proposed changes to the FY 15 Supplemental Budget for the Department of Budget and Finance, Department of Health, and the University of Hawaii.

Gov. Msg. No. 242, letter dated February 24, 2014, transmitting proposed changes to the FY 15 Supplemental Budget for the Department of Accounting and General Services, Department of Education, and Department of Land and Natural Resources.

Gov. Msg. No. 243, letter dated February 25, 2014, transmitting proposed changes to the FY 15 Supplemental Budget for the Department of the Attorney General, Department of Health, Department of Labor and Industrial Relations, and Department of Transportation.

Gov. Msg. No. 244, letter dated February 28, 2014, transmitting proposed changes to the FY 15 Supplemental Budget for the Department of Land and Natural Resources and Department of Transportation.

Gov. Msg. No. 245, letter dated February 28, 2014, transmitting a proposed draft amending S.B. No. 2074 and H.B. No. 2220 to fund the settlement concerning Collective Bargaining Unit 9.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 78 to 80) were read by the Clerk and were placed on file:

Dept. Com. No. 78, from the Judiciary dated February 14, 2014, transmitting a report relating to wire, oral, or electronic communications and reports concerning pen registers and trap and trace devices pursuant to Section 803-47(b), HRS.

Dept. Com. No. 79, from the Office of the Auditor dated February 14, 2014, transmitting a report on special and revolving funds proposed in the current legislative session pursuant to Section 23-11, HRS.

Dept. Com. No. 80, from the Department of Transportation dated February 14, 2014, transmitting its Statewide Impaired Driving Plan for Federal Fiscal Years 2013-2014 pursuant to the Moving Ahead for Progress in the 21st Century Act, Section 405(d).

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 2844 (Gov. Msg. No. 559):

Senator Wakai moved that Stand. Com. Rep. No. 2844 be received and placed on file, seconded by Senator Nishihara and carried.

Senator Wakai then moved that the Senate advise and consent to the nomination of GEORGE CASEN to the Hawaii Historic Places Review Board, term to expire June 30, 2018, seconded by Senator Nishihara.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (English, Kouchi).

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

H.B. No:	Re-referred to:
H.B. No. 1849, H.D. 1	Committee on Health, then to the Committee on Ways and Means
H.B. No. 1988, H.D. 2	Jointly to the Committee on Agriculture, the Committee on Education, and the Committee on Economic Development, Government Operations and Housing, then to the Committee on Ways and Means
H.B. No. 2435, H.D. 1	Jointly to the Committee on Tourism and the Committee on Economic Development, Government Operations and Housing, then to the Committee on Ways and Means

ADJOURNMENT

At 11:59 a.m., on motion by Senator Espero, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Wednesday, March 12, 2014.