

FIFTY-SECOND DAY

Thursday, April 23, 2015

The Senate of the Twenty-Eighth Legislature of the State of Hawai'i, Regular Session of 2015, convened at 11:35 a.m. with the President in the Chair.

The Roll was called showing all Senators present with the exception of Senators Dela Cruz, Galuteria, and Kouchi who were excused.

The President announced that she had read and approved the Journal of the Fifty-First Day.

Senator Ruderman welcomed sixth grade students from Ke Kula 'O Nāwahīkalanī'ōpu'u Public Charter School, a Hawaiian language immersion school in Kea'au on the island of Hawai'i, who were present in the gallery with their teachers and chaperones Kapua Silver and Keli'i Kahele.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 893 to 895) were read by the Clerk and were placed on file:

Gov. Msg. No. 893, informing the Senate that on April 20, 2015, the Governor withdrew the nomination of IRA D. ZUNIN, MD to the Board of Directors of the Hawai'i Health Connector, under Gov. Msg. No. 776 dated April 6, 2015, from consideration by the Senate.

In compliance with Gov. Msg. No. 893, the nomination listed under Gov. Msg. No. 776 was returned.

Gov. Msg. No. 894, informing the Senate that on April 21, 2015, the Governor withdrew the nomination of JULIE ADRIAN to the Board of Veterinary Examiners, under Gov. Msg. Nos. 573 and 574 dated March 30, 2015, from consideration by the Senate.

In compliance with Gov. Msg. No. 894, the nominations listed under Gov. Msg. Nos. 573 and 574 were returned.

Gov. Msg. No. 895, informing the Senate that on April 21, 2015, the Governor withdrew the nomination of DR. ALISTAIR W. BAIROS to the Board of Directors of the Hawai'i Health Systems Corporation, under Gov. Msg. No. 790 dated April 2, 2015, from consideration by the Senate.

In compliance with Gov. Msg. No. 895, the nomination listed under Gov. Msg. No. 790 was returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 629 and 630) were read by the Clerk and were placed on file:

Hse. Com. No. 629, informing the Senate that on April 22, 2015, the Speaker appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House bills:

H.B. No. 241 (S.D. 1):

Representatives Kawakami, Lowen, co-chairs; Kong, Thielen.

H.B. No. 242 (S.D. 1):

Representatives Kawakami, Lowen, co-chairs; Kong, Thielen.

Hse. Com. No. 630, informing the Senate that on April 22, 2015, the Speaker made the following change to the conferees on the following bill:

H.B. No. 832, H.D. 1 (S.D. 2):

Representative Ichiyama added as a manager.

STANDING COMMITTEE REPORTS

Senator Tokuda, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1652) recommending that the Senate advise and consent to the nomination of DR. CARL S. BONHAM to the Council on Revenues, in accordance with Gov. Msg. No. 803.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1652 and Gov. Msg. No. 803 was deferred until Friday, April 24, 2015.

Senator Tokuda, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1653) recommending that the Senate advise and consent to the nomination of DR. CHRISTOPHER J. GRANDY to the Council on Revenues, in accordance with Gov. Msg. No. 804.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1653 and Gov. Msg. No. 804 was deferred until Friday, April 24, 2015.

Senator Tokuda, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1654) recommending that the Senate advise and consent to the nomination of DR. JACK P. SUYDERHOUD to the Council on Revenues, in accordance with Gov. Msg. No. 805.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1654 and Gov. Msg. No. 805 was deferred until Friday, April 24, 2015.

Senator Espero, for the Committee on Public Safety, Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1655) recommending that the Senate advise and consent to the nomination of SIDNEY H. NAKAMOTO as Compact Administrator for Interstate Adult Offender Supervision (commission name amended to Interstate Commission for Adult Offender Supervision by Gov. Msg. No. 891), in accordance with Gov. Msg. No. 885.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1655 and Gov. Msg. No. 885 was deferred until Friday, April 24, 2015.

Senator Chun Oakland, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1656) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Housing Finance and Development Corporation of the following:

EDWIN S. TAIRA, in accordance with Gov. Msg. No. 724;

RONA S.Y. FUKUMOTO, in accordance with Gov. Msg. No. 725;

AUDREY ABE, in accordance with Gov. Msg. No. 726; and

MELVIN Y.C. KAHELE, in accordance with Gov. Msg. No. 727.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1656 and Gov. Msg. Nos. 724, 725, 726 and 727 was deferred until Friday, April 24, 2015.

Senator Chun Oakland, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1657) recommending that the Senate advise and consent to the nomination of DANIEL KITTREDGE to the Commission on Fatherhood, in accordance with Gov. Msg. No. 690.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1657 and Gov. Msg. No. 690 was deferred until Friday, April 24, 2015.

Senator Chun Oakland, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1658) recommending that the Senate advise and consent to the nominations to the Policy Advisory Board for Elder Affairs of the following:

JAMES CISLER, in accordance with Gov. Msg. No. 667;

PATRICK DUARTE, in accordance with Gov. Msg. No. 668;

ANTHONY LENZER, in accordance with Gov. Msg. No. 669;

MARILYN SEELY, in accordance with Gov. Msg. No. 670;

TRACEY WILTGEN, in accordance with Gov. Msg. No. 671;

LAUREL COLEMAN, MD, in accordance with Gov. Msg. No. 672; and

F. ADELE RUGG, in accordance with Gov. Msg. No. 673.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1658 and Gov. Msg. Nos. 667, 668, 669, 670, 671, 672 and 673 was deferred until Friday, April 24, 2015.

Senator Chun Oakland, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1659) recommending that the Senate advise and consent to the nominations to the Hawai'i Community Development Authority of the following:

BEAU J.K. BASSETT, in accordance with Gov. Msg. No. 552; and

MARY PAT WATERHOUSE, in accordance with Gov. Msg. No. 553.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1659 and Gov. Msg. Nos. 552 and 553 was deferred until Friday, April 24, 2015.

Senator Thielen, for the Committee on Water and Land, presented a report (Stand. Com. Rep. No. 1660) recommending that the Senate advise and consent to the nomination of JONATHAN SCHEUER to the Land Use Commission, in accordance with Gov. Msg. No. 868.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1660 and Gov. Msg. No. 868 was deferred until Friday, April 24, 2015.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1661) recommending that the Senate advise and consent to the nomination of MAUREEN NAGANUMA to the Health Planning Council, Tri-Isle Subarea, in accordance with Gov. Msg. No. 665.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1661 and Gov. Msg. No. 665 was deferred until Friday, April 24, 2015.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1662) recommending that the Senate advise and consent to the nomination of JILL

TAMASHIRO to the Health Planning Council, West Oahu Subarea, in accordance with Gov. Msg. No. 666.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1662 and Gov. Msg. No. 666 was deferred until Friday, April 24, 2015.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1663) recommending that the Senate advise and consent to the nominations to the State Council on Developmental Disabilities of the following:

NATALIE KAMA, in accordance with Gov. Msg. No. 675;

LIZA T.H. YOGI, in accordance with Gov. Msg. No. 676;

TIMOTHY RENKEN, in accordance with Gov. Msg. No. 677;

AARON KEMP, in accordance with Gov. Msg. No. 678;

SANTO TRIOLO, in accordance with Gov. Msg. No. 679;

ALBERT PEREZ, in accordance with Gov. Msg. No. 680;

JEFFREY OKAMOTO, MD, in accordance with Gov. Msg. No. 681;

JOSEPHINE WOLL, in accordance with Gov. Msg. No. 682; and

RICKY SHIMOKAWA, in accordance with Gov. Msg. No. 684.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1663 and Gov. Msg. Nos. 675, 676, 677, 678, 679, 680, 681, 682 and 684 was deferred until Friday, April 24, 2015.

Senator Chun Oakland, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1664) recommending that H.C.R. No. 145, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1664 and H.C.R. No. 145, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A FAMILY CAREGIVERS WORKING GROUP TO EXAMINE AND ASSESS LEGISLATION RELATING TO THE ROLE OF CAREGIVERS OF PATIENTS DISCHARGED FROM HOSPITALS," was deferred until Friday, April 24, 2015.

Senator Chun Oakland, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1665) recommending that H.C.R. No. 191 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1665 and H.C.R. No. 191, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING THE JAPANESE WOMEN'S SOCIETY FOUNDATION FOR CREATING THE "ADOPT-A-MOM" PROGRAM AND ENCOURAGING ALL FAMILIES AND AGENCIES WORKING WITH THE ELDERLY OF HAWAII TO PLACE "ADOPT-A-MOM" DAY ON THEIR CALENDARS, AS THE THIRD SUNDAY OF MAY, IN OBSERVANCE OF THE ELDERLY WOMEN OF HAWAII WHO DESERVE TO BE CHERISHED AND APPRECIATED FOR THE INVALUABLE ROLE THEY PLAY AS THE MOTHERS OF OUR KEIKI O KA AINA," was deferred until Friday, April 24, 2015.

Senator Wakai, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1666) recommending that H.C.R. No. 189, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1666 and H.C.R. No. 189, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BROADBAND ASSISTANCE ADVISORY COUNCIL TO CREATE A MASTER PLAN OF PROVIDING UNIVERSAL HIGH SPEED BROADBAND ACCESS IN RESORT AREAS AND OTHER AREAS OF IMPORTANCE THROUGHOUT HAWAII, INCLUDING BUT NOT LIMITED TO HONOLULU INTERNATIONAL AIRPORT AND HAWAII PUBLIC SCHOOLS," was deferred until Friday, April 24, 2015.

Senator Dela Cruz, for the Committee on Government Operations, presented a report (Stand. Com. Rep. No. 1667) recommending that H.C.R. No. 204, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1667 and H.C.R. No. 204, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE PROCUREMENT ADMINISTRATOR TO COLLECT INFORMATION ON EACH OF THE INDIVIDUAL PROCUREMENT JURISDICTIONS," was deferred until Friday, April 24, 2015.

Senators Shimabukuro and Keith-Agaran, for the Committee on Hawaiian Affairs and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 1668) recommending that H.C.R. No. 217, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1668 and H.C.R. No. 217, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO CONVENE A TASK FORCE TO EXAMINE ESTABLISHING HAWAIIAN LANGUAGE RESOURCES FOR THE STATE OF HAWAII JUDICIARY," was deferred until Friday, April 24, 2015.

Senators Thielen and Nishihara, for the Committee on Water and Land and the Committee on Transportation, presented a joint report (Stand. Com. Rep. No. 1669) recommending that H.C.R. No. 130 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1669 and H.C.R. No. 130, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH ROYAL HAWAIIAN GOLF CLUB TO DEVELOP A PLAN FOR THE MANAGEMENT AND MAINTENANCE OF OLD GOVERNMENT ROAD," was deferred until Friday, April 24, 2015.

Senators Thielen and Wakai, for the Committee on Water and Land and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 1670) recommending that H.C.R. No. 86, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1670 and H.C.R. No. 86, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONSIDER DEVELOPING PERMITTING PROVISIONS TO REQUIRE THAT EMPLOYEES OF WATERSPORT EXCURSION COMPANIES WHO TAKE CUSTOMERS ON WATERSPORT EXCURSIONS ARE TRAINED IN BASIC SAFETY MEASURES," was deferred until Friday, April 24, 2015.

Senator Thielen, for the Committee on Water and Land, presented a report (Stand. Com. Rep. No. 1671) recommending that H.C.R. No. 119, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1671 and H.C.R. No. 119, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REPORT OF RECOMMENDATIONS TO STOP THE DECLINE AND REPLENISH THE SUPPLY OF LIMU AND REEF FISH IN CERTAIN AREAS OF THE EWA COAST OF OAHU," was deferred until Friday, April 24, 2015.

Senator Thielen, for the Committee on Water and Land, presented a report (Stand. Com. Rep. No. 1672) recommending that H.C.R. No. 68 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1672 and H.C.R. No. 68, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIVISION OF AQUATIC RESOURCES AND DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT TO COLLABORATE WITH FEDERAL PARTNER AGENCIES TO PROTECT IMPORTANT STATE MARINE RESOURCES," was deferred until Friday, April 24, 2015.

Senator Keith-Agaran, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1673) recommending that the Senate advise and consent to the nomination of ANGELA CHINEN to the Hoisting Machine Operators Advisory Board, in accordance with Gov. Msg. No. 884.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1673 and Gov. Msg. No. 884 was deferred until Friday, April 24, 2015.

Senator Thielen, for the Committee on Water and Land, presented a report (Stand. Com. Rep. No. 1674) recommending that the Senate advise and consent to the nomination of SUZANNE CASE as Chairperson of the Department of Land and Natural Resources, in accordance with Gov. Msg. No. 750.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1674 and Gov. Msg. No. 750 was deferred until Friday, April 24, 2015.

Senator Chun Oakland, for the Committee on Human Services and Housing, presented a report (Stand. Com. Rep. No. 1675) recommending that H.C.R. No. 104, H.D. 2, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Green, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 104, H.D. 2, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE DEPARTMENT OF HUMAN SERVICES," was referred to the Committee on Ways and Means.

Senator Shimabukuro, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1676) recommending that H.C.R. No. 149, H.D. 1, as amended in S.D. 1, be referred to the Committee on Judiciary and Labor.

On motion by Senator Green, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 149, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW, DEVELOP, AND IMPLEMENT ADMINISTRATIVE RULES AND POLICIES TO FACILITATE AND ENCOURAGE TRADITIONAL HAWAIIAN BURIALS," was referred to the Committee on Judiciary and Labor.

ORDER OF THE DAY ADVISE AND CONSENT

Stand. Com. Rep. No. 1625 (Gov. Msg. Nos. 801 and 802):

Senator Espero moved that Stand. Com. Rep. No. 1625 be received and placed on file, seconded by Senator Baker and carried.

Senator Espero then moved that the Senate advise and consent to the nominations to the Hawai'i Paroling Authority of the following:

ANNELLE AMARAL, term to expire June 30, 2019 (Gov. Msg. No. 801); and

MICHAEL A. TOWN, term to expire June 30, 2019 (Gov. Msg. No. 802),

seconded by Senator Baker.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1626 (Gov. Msg. Nos. 707 and 708):

Senator Espero moved that Stand. Com. Rep. No. 1626 be received and placed on file, seconded by Senator Baker and carried.

Senator Espero then moved that the Senate advise and consent to the nominations to the Corrections Population Management Commission of the following:

ANDERSON HEE, term to expire June 30, 2015 (Gov. Msg. No. 707); and

ANDERSON HEE, term to expire June 30, 2019 (Gov. Msg. No. 708),

seconded by Senator Baker.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1627 (Gov. Msg. Nos. 636 and 637):

Senator Espero moved that Stand. Com. Rep. No. 1627 be received and placed on file, seconded by Senator Baker and carried.

Senator Espero then moved that the Senate advise and consent to the nominations to the Crime Victim Compensation Commission of the following:

MARTHA ROSS, term to expire June 30, 2018 (Gov. Msg. No. 636); and

MARI MCCAIG, term to expire June 30, 2019 (Gov. Msg. No. 637),

seconded by Senator Baker.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1628 (Gov. Msg. No. 631):

Senator Espero moved that Stand. Com. Rep. No. 1628 be received and placed on file, seconded by Senator Baker and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of COLTON CHING to the Hawai'i

Advisory Council on Emergency Management, term to expire June 30, 2019, seconded by Senator Baker.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1629 (Gov. Msg. Nos. 627, 628, 629 and 630):

Senator Espero moved that Stand. Com. Rep. No. 1629 be received and placed on file, seconded by Senator Baker and carried.

Senator Espero then moved that the Senate advise and consent to the nominations to the Advisory Board on Veterans' Services of the following:

MICHAEL LILLY, term to expire June 30, 2015 (Gov. Msg. No. 627);

MICHAEL LILLY, term to expire June 30, 2019 (Gov. Msg. No. 628);

WILBERT PEREIRA, term to expire June 30, 2019 (Gov. Msg. No. 629); and

JAMES TRAXLER, term to expire June 30, 2018 (Gov. Msg. No. 630),

seconded by Senator Baker.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1630 (Gov. Msg. Nos. 818, 819 and 839):

Senator Thielen moved that Stand. Com. Rep. No. 1630 be received and placed on file, seconded by Senator Ihara and carried.

Senator Thielen then moved that the Senate advise and consent to the nominations to the Legacy Land Conservation Commission of the following:

MARJORIE ZIEGLER, term to expire June 30, 2017 (Gov. Msg. No. 818);

THORNE ABBOTT, term to expire June 30, 2019 (Gov. Msg. No. 819); and

THERESA MENARD, term to expire June 30, 2017 (Gov. Msg. No. 839),

seconded by Senator Ihara.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1631 (Gov. Msg. Nos. 840 and 841):

Senator Keith-Agaran moved that Stand. Com. Rep. No. 1631 be received and placed on file, seconded by Senator Shimabukuro and carried.

Senator Keith-Agaran then moved that the Senate advise and consent to the nominations to the Board of Registration of the Island of O'ahu of the following:

ELISE ANDERSON, term to expire June 30, 2015 (Gov. Msg. No. 840); and

ELISE ANDERSON, term to expire June 30, 2019 (Gov. Msg. No. 841),

seconded by Senator Shimabukuro.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1632 (Gov. Msg. Nos. 691, 692, 693 and 694):

Senator Keith-Agaran moved that Stand. Com. Rep. No. 1632 be received and placed on file, seconded by Senator Shimabukuro and carried.

Senator Keith-Agaran then moved that the Senate advise and consent to the nominations to the Commission on the Status of Women of the following:

LESLIE WILKINS, term to expire June 30, 2019 (Gov. Msg. No. 691);

LISA ELLEN SMITH, term to expire June 30, 2019 (Gov. Msg. No. 692);

SHERRY CAMPAGNA, term to expire June 30, 2019 (Gov. Msg. No. 693); and

CYD L. HOFFELD, term to expire June 30, 2018 (Gov. Msg. No. 694),

seconded by Senator Shimabukuro.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1633 (Gov. Msg. No. 747):

Senator Keith-Agaran moved that Stand. Com. Rep. No. 1633 be received and placed on file, seconded by Senator Shimabukuro and carried.

Senator Keith-Agaran then moved that the Senate advise and consent to the nomination of RODERICK K. BECKER to the Board of Trustees of the Deferred Compensation Plan, term to expire June 30, 2019, seconded by Senator Shimabukuro.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1634 (Gov. Msg. Nos. 714 and 715):

Senator Green moved that Stand. Com. Rep. No. 1634 be received and placed on file, seconded by Senator Wakai and carried.

Senator Green then moved that the Senate advise and consent to the nominations to the Emergency Medical Services Advisory Committee of the following:

REZA DANESH, MD, term to expire June 30, 2015 (Gov. Msg. No. 714); and

REZA DANESH, MD, term to expire June 30, 2019 (Gov. Msg. No. 715),

seconded by Senator Wakai.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1635 (Gov. Msg. No. 716):

Senator Green moved that Stand. Com. Rep. No. 1635 be received and placed on file, seconded by Senator Wakai and carried.

Senator Green then moved that the Senate advise and consent to the nomination of TERRINA WONG to the Language Access Advisory Council, term to expire June 30, 2018, seconded by Senator Wakai.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1636 (Gov. Msg. Nos. 744, 745 and 746):

Senator Green moved that Stand. Com. Rep. No. 1636 be received and placed on file, seconded by Senator Wakai and carried.

Senator Green then moved that the Senate advise and consent to the nominations to the Health Planning Council, Honolulu Subarea of the following:

DEBORAH JUAREZ, term to expire June 30, 2019 (Gov. Msg. No. 744);

JOSEPH BURKE, term to expire June 30, 2019 (Gov. Msg. No. 745); and

ROBERTA LOVELY, term to expire June 30, 2019 (Gov. Msg. No. 746),

seconded by Senator Wakai.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1637 (Gov. Msg. No. 793):

Senator Green moved that Stand. Com. Rep. No. 1637 be received and placed on file, seconded by Senator Wakai and carried.

Senator Green then moved that the Senate advise and consent to the nomination of OCTAVIUS GONZAGA to the Health Planning Council, Windward Oahu Subarea, term to expire June 30, 2019, seconded by Senator Wakai.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1638 (Gov. Msg. No. 632):

Senator Green moved that Stand. Com. Rep. No. 1638 be received and placed on file, seconded by Senator Wakai and carried.

Senator Green then moved that the Senate advise and consent to the nomination of ROBERT SOUZA to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, term to expire June 30, 2019, seconded by Senator Wakai.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1639 (Gov. Msg. No. 633):

Senator Green moved that Stand. Com. Rep. No. 1639 be received and placed on file, seconded by Senator Wakai and carried.

Senator Green then moved that the Senate advise and consent to the nomination of GLENN AH YAT to the Board of Certification of Public Water System Operators, term to expire June 30, 2019, seconded by Senator Wakai.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1640 (Gov. Msg. Nos. 638, 639, 640, 642, 643 and 644):

Senator Green moved that Stand. Com. Rep. No. 1640 be received and placed on file, seconded by Senator Wakai and carried.

Senator Green then moved that the Senate advise and consent to the nominations to the Disability and Communication Access Board of the following:

ANN CHINEN ITO, term to expire June 30, 2016 (Gov. Msg. No. 638);

PAULINE AUGHE, term to expire June 30, 2019 (Gov. Msg. No. 639);

ED CHEVY, term to expire June 30, 2019 (Gov. Msg. No. 640);

MISELLA TOMITA, term to expire June 30, 2019 (Gov. Msg. No. 642);

YOLANDA PHELAN, term to expire June 30, 2018 (Gov. Msg. No. 643); and

ROBIN K. INABA, term to expire June 30, 2019 (Gov. Msg. No. 644),

seconded by Senator Wakai.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1641 (Gov. Msg. Nos. 647, 648, 649, 650, 651, 652 and 653):

Senator Green moved that Stand. Com. Rep. No. 1641 be received and placed on file, seconded by Senator Wakai and carried.

Senator Green then moved that the Senate advise and consent to the nominations to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances of the following:

CHAD KOYANAGI, term to expire June 30, 2015 (Gov. Msg. No. 647);

CHAD KOYANAGI, term to expire June 30, 2019 (Gov. Msg. No. 648);

CASHMIRE LOPEZ, term to expire June 30, 2015 (Gov. Msg. No. 649);

CASHMIRE LOPEZ, term to expire June 30, 2019 (Gov. Msg. No. 650);

EDWARD MERSEREAU, term to expire June 30, 2017 (Gov. Msg. No. 651);

LORI FERREIRA, term to expire June 30, 2019 (Gov. Msg. No. 652); and

HEATHER LUSK, term to expire June 30, 2019 (Gov. Msg. No. 653),

seconded by Senator Wakai.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1642 (Gov. Msg. Nos. 685, 686 and 687):

Senator Green moved that Stand. Com. Rep. No. 1642 be received and placed on file, seconded by Senator Wakai and carried.

Senator Green then moved that the Senate advise and consent to the nominations to the State Council on Mental Health of the following:

CYNTHIA DANG, term to expire June 30, 2016 (Gov. Msg. No. 685);

ALFRED ARESNDORF, term to expire June 30, 2017 (Nominee's name amended to ALFRED ARENSDORF by Gov. Msg. No. 757) (Gov. Msg. No. 686); and

FRANCES ELAINE LYONS, term to expire June 30, 2018 (Gov. Msg. No. 687),

seconded by Senator Wakai.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

Stand. Com. Rep. No. 1643 (Gov. Msg. Nos. 688 and 689):

Senator Green moved that Stand. Com. Rep. No. 1643 be received and placed on file, seconded by Senator Wakai and carried.

Senator Green then moved that the Senate advise and consent to the nominations to the Statewide Health Coordinating Council of the following:

VERONICA ROCHA, term to expire June 30, 2019 (Gov. Msg. No. 688); and

HAROLD WALLACE, JR., term to expire June 30, 2019 (Gov. Msg. No. 689),

seconded by Senator Wakai.

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

Ayes, 22. Noes, none. Excused, 3 (Dela Cruz, Galuteria, Kouchi).

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM WEDNESDAY, APRIL 22, 2015

Stand. Com. Rep. No. 1620 (H.C.R. No. 162):

On motion by Senator Green, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 162, entitled: "HOUSE CONCURRENT RESOLUTION

REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO EXAMINE IF AND HOW OTHER STATES REGULATE TOUR OPERATORS WITHIN THEIR JURISDICTION,” was adopted.

Stand. Com. Rep. No. 1621 (H.C.R. No. 158, H.D. 1, S.D. 1):

On motion by Senator Green, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 158, H.D. 1, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII SISTER-STATE COMMITTEE TO EVALUATE AND DEVELOP RECOMMENDATIONS FOR THE INITIATION OF A SISTER-STATE RELATIONSHIP BETWEEN THE STATE OF HAWAII AND THE STATE OF DAKHLA OF THE REGION OF OUED ED-DAHAB-LAGOUIRA OF THE KINGDOM OF MOROCCO, AND FORWARD ITS RECOMMENDATION TO THE LEGISLATURE, PURSUANT TO SECTION 229-3, HAWAII REVISED STATUTES, FOR FURTHER ACTION,” was adopted.

Stand. Com. Rep. No. 1622 (H.C.R. No. 208, H.D. 1, S.D. 1):

On motion by Senator Green, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 208, H.D. 1, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE UNITED STATES CONGRESS AND THE UNITED STATES DEPARTMENT OF THE INTERIOR TO RESTORE FEDERAL HEALTHCARE FUNDING FOR U.S. RESIDENTS PRESENT UNDER THE COMPACTS OF FREE ASSOCIATION, IN RECOGNITION OF THEIR UNIQUE HISTORIC AND ONGOING SACRIFICES AND CONTRIBUTIONS TO THE UNITED STATES OF AMERICA AND TO THE WORLD,” was adopted.

Stand. Com. Rep. No. 1623 (H.C.R. No. 155, S.D. 1):

On motion by Senator Green, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 155, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE JUDICIAL COUNCIL TO APPOINT A COMMITTEE TO REVIEW AND RECOMMEND REVISIONS TO THE HAWAII PENAL CODE,” was adopted.

Stand. Com. Rep. No. 1624 (H.C.R. No. 168, H.D. 2, S.D. 1):

On motion by Senator Green, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 168, H.D. 2, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONVENE A WORKING GROUP TO STREAMLINE THE STATE’S WORKERS’ COMPENSATION PROCESS,” was adopted.

WAIVER OF REFERRAL

Senator Green, Chair of the Committee on Health, requested that the referral of H.C.R. No. 97, H.D. 1 to the Committee on Health be waived.

Senator Green noted:

“The reason for that is we’ve already addressed this; the other pertinent chairs have it under control, and we want to move this reso.”

The Chair granted the waiver.

On motion by Senator Green, seconded by Senator Gabbard and carried, H.C.R. No. 97, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF HEALTH ASSURE THAT ANY SUBSTANTIAL LAND DISCHARGE OF WASTEWATER, OCCURRING BY INJECTION WELL OR OTHER MEANS,

IS IN ALL CASES, ADEQUATELY REVIEWED AND PERMITTED,” was placed on the calendar for adoption on Friday, April 24, 2015.

At this time, Senator Keith-Agaran introduced Elise Anderson, newly confirmed member of the Board of Registration for the island of O’ahu, who was present in the gallery with her brother Andrew; her stepmother, Debbie; and her uncle Monty Peterson.

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1030, S.D. 1 (H.D. 2):

Senator Green moved that the Senate reconsider its action taken on April 16, 2015, in disagreeing to the amendments proposed by the House to S.B. No. 1030, S.D. 1, seconded by Senator Baker and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1030, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 4 (Green, Baker, Keith-Agaran, Espero). Noes, none. Excused, 1 (Nishihara).

Senator Green then moved that the Senate agree to the amendments proposed by the House to S.B. No. 1030, S.D. 1, seconded by Senator Baker.

Senator Green noted:

“Madam President, this is landmark legislation. We move to agree because we felt that the House version was able to accomplish all that we had hoped in our version and even a little bit more from some of the work that they had been proposing. This bill raises the age to buy cigarettes to 21; it does similarly for e-cigs, to 21.

“I want to give credit where, really, great credit is due to both Senator Baker and Senator Wakai, who worked for darn near six or eight years on some of this legislation. And it just makes everyone healthier in the State of Hawai’i, so we were honored to move to agree and to send this on to the governor if it’s the will of the Senate.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1030, S.D. 1, and S.B. No. 1030, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” was placed on the calendar for Final Reading on Friday, April 24, 2015.

S.B. No. 1133, S.D. 1 (H.D. 1):

Senator Tokuda moved that the Senate reconsider its action taken on April 16, 2015, in disagreeing to the amendments proposed by the House to S.B. No. 1133, S.D. 1, seconded by Senator English and carried.

Senator Tokuda then moved that the Senate agree to the amendments proposed by the House to S.B. No. 1133, S.D. 1, seconded by Senator English.

Senator Tokuda noted:

“Thank you. The House just made some additional clarifying amendments with respect to the treatment of additional tax for distributions not being used for disability expenses, so we’d like to agree.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1133, S.D. 1, and S.B. No. 1133, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONFORMITY OF

THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE,” was placed on the calendar for Final Reading on Friday, April 24, 2015.

S.B. No. 1136 (H.D. 1):

Senator Tokuda moved that the Senate reconsider its action taken on April 16, 2015, in disagreeing to the amendments proposed by the House to S.B. No. 1136, seconded by Senator English and carried.

Senator Tokuda then moved that the Senate agree to the amendments proposed by the House to S.B. No. 1136, seconded by Senator English.

Senator Tokuda noted:

“Thank you. The House made some clarifying amendments on this measure as well to the circumstances under which the credit would be claimable in regards to a vocational rehabilitation referral who is a dependent.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1136, and S.B. No. 1136, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SECTION 235-55.91, HAWAII REVISED STATUTES,” was placed on the calendar for Final Reading on Friday, April 24, 2015.

Senator Slom rose to speak on a point of personal privilege as follows:

“I just wanted to thank everyone for all of their efforts and support in yesterday, making the ‘ōpe‘ape‘a our state land mammal. The Senate President was there, Senator Espero and others; it was a good event. The governor signed the bill into law as Act 13.

“Senator Keith-Agaran had introduced in the gallery Ms. Debbie Anderson from the Big Island, and she owns some of the original artwork that was done about the ‘ōpe‘ape‘a. And we can all sleep better now, knowing that we have a native Hawaiian land mammal who will keep us pest-free. Thank you, Madam President.”

Senator Riviere announced that the canned food drive to support the Hawai‘i Foodbank would be ending soon, and encouraged the members to donate canned and dry food items.

Senator Thielen rose to speak on a point of personal privilege as follows:

“I just wanted to remind everybody that tomorrow is ‘wear your hemp shirt day.’ We have to have a good showing along with the House; for those of you who do have hemp shirts, please make sure to wear them tomorrow. Mahalo.”

The Chair then made the following announcement:

“Conferees are named in accordance with the action sheets which may be updated later this afternoon.”

APPOINTMENT OF CONFEREES

S.B. No. 379, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 379, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Green, chair; Ruderman, Baker, co-chairs; Thielen, Slom as managers on the part of the Senate at such conference.

S.B. No. 754, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 754, S.D. 2, and the request for a conference on the subject matter thereof,

the President appointed Senators Kahele, chair; Baker, co-chair; English, Taniguchi, Slom as managers on the part of the Senate at such conference.

H.B. No. 1440, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1440, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kidani, chair; Green, Harimoto, co-chairs; Kouchi, Slom as managers on the part of the Senate at such conference.

ADJOURNMENT

At 11:46 a.m., on motion by Senator Green, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, April 24, 2015.