

FIFTY-NINTH DAY

Tuesday, May 2, 2017

The Senate of the Twenty-Ninth Legislature of the State of Hawai'i, Regular Session of 2017, convened at 10:27 a.m. with the President in the Chair.

The Roll was called showing all Senators present.

The President announced that he had read and approved the Journals of the Fifty-Seventh and Fifty-Eighth Days.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 345 to 359) were read by the Clerk and were placed on file:

Dept. Com. No. 345, from the University of Hawai'i System dated March 30, 2017, transmitting a report of hire pursuant to Act 119, Section 128, SLH 2015.

Dept. Com. No. 346, from the Office of Enterprise Technology Services dated April 4, 2017, transmitting the Quarterly Report on Periodic Information Security and Penetration Audits of the Executive Branch Information Technology Systems pursuant to Act 119, Section 42(5), SLH 2015.

Dept. Com. No. 347, from the University of Hawai'i System dated April 4, 2017, transmitting a report of hire pursuant to Act 119, Section 128, SLH 2015.

Dept. Com. No. 348, from the Department of Health dated April 7, 2017, transmitting the Adult Education Workgroup Report pursuant to S.R. No. 118, S.D. 1 (2015) and H.R. No. 105 (2016).

Dept. Com. No. 349, from the Office of the Auditor dated April 5, 2017, informing the Legislature that the financial audit and single audit reports of the Hawai'i Public Housing Authority for fiscal year ending 2016 were issued on March 10, 2017, as directed by Article VII, Section 10, of the State Constitution, and as authorized by Chapter 23, HRS.

Dept. Com. No. 350, from the Office of the Auditor dated April 5, 2017, informing the Legislature that the financial audit and single audit reports of the Department of Transportation, Airports Division, for fiscal year ending 2016 were issued on December 22, 2016, and March 21, 2017, as directed by Article VII, Section 10, of the State Constitution, and as authorized by Chapter 23, HRS.

Dept. Com. No. 351, from the Office of the Auditor dated April 10, 2017, informing the Legislature that the Auditors' report regarding the State of Hawai'i's Single Audit of Federal Financial Assistance Programs for fiscal year ending June 30, 2016, was issued on March 10, 2017, as directed by Article VII, Section 10, of the State Constitution, and as authorized by Chapter 23, HRS.

Dept. Com. No. 352, from the Office of the Auditor dated April 10, 2017, informing the Legislature that the financial audit and single audit report of the Department of Health was issued on March 27, 2017, and the financial audit reports of the Drinking Water Treatment Revolving Fund and Water Pollution Control Revolving Funds were issued on December 9, 2016, as directed by Article VII, Section 10, of the State Constitution, and as authorized by Chapter 23, HRS.

Dept. Com. No. 353, from the Office of the Auditor dated February 9, 2017, informing the Legislature that the financial audit report of Hawai'i Tourism Authority for fiscal year ending June 30, 2016, was issued on December 19, 2016, as directed

by Article VII, Section 10, of the State Constitution, and as authorized by Chapter 23, HRS.

Dept. Com. No. 354, from the University of Hawai'i System dated April 17, 2017, transmitting the Semi-Annual Report on Hawai'i Cancer Research Special Fund from July 1, 2016 to December 31, 2016, pursuant to Section 304A-2168, HRS.

Dept. Com. No. 355, from the University of Hawai'i System dated April 19, 2017, transmitting a report of hire pursuant to Act 119, Section 128, SLH 2015.

Dept. Com. No. 356, from the Office of the Auditor dated April 19, 2017, informing the Legislature that the financial and single audit report of the Department of Education for fiscal year ending June 30, 2016, was issued on March 24, 2017, as directed by Article VII, Section 10, of the State Constitution, and as authorized by Chapter 23, HRS.

Dept. Com. No. 357, from the University of Hawai'i System dated April 25, 2017, transmitting a report of hire pursuant to Act 119, Section 128, SLH 2015.

Dept. Com. No. 358, from the Department of Health dated April 26, 2017, transmitting the Executive Office on Aging's Annual Evaluation Report on Elder Programs pursuant to Section 349-5(b)(2), HRS.

Dept. Com. No. 359, from the Office of the Auditor dated April 26, 2017, informing the Legislature that the financial and single audit report of the Department of Human Services for fiscal year ending June 30, 2016, was issued on March 21, 2017, as directed by Article VII, Section 10, of the State Constitution, and as authorized by Chapter 23, HRS.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 637 to 641) were read by the Clerk and were placed on file:

Hse. Com. No. 637, informing the Senate that on April 28, 2017, the following bills passed Final Reading in the House of Representatives:

H.B. No. 832, H.D. 1, S.D. 1, C.D. 1; and
S.B. No. 194, H.D. 2, C.D. 1.

Hse. Com. No. 638, informing the Senate that on April 28, 2017, the House agreed to the amendments proposed by the Senate and passed the following bills on Final Reading:

H.B. No. 374, H.D. 2, S.D. 2;
H.B. No. 563, H.D. 1, S.D. 1;
H.B. No. 599, H.D. 1, S.D. 2; and
H.B. No. 1534, H.D. 1, S.D. 2.

Hse. Com. No. 639, informing the Senate that on April 28, 2017, the House reconsidered its action taken on April 7, 2017, in disagreeing to the amendments proposed by the Senate to H.B. No. 1333, H.D. 1 (S.D. 1).

Hse. Com. No. 640, informing the Senate that on April 28, 2017, the House reconsidered its action taken on April 11, 2017, in disagreeing to the amendments proposed by the Senate to the following House bills:

H.B. No. 90, H.D. 1 (S.D. 2); and
H.B. No. 1230, H.D. 1 (S.D. 2).

Hse. Com. No. 641, informing the Senate that on April 28, 2017, the House reconsidered its action taken on April 13, 2017, in disagreeing to the amendments proposed by the Senate to H.B. No. 733, H.D. 1 (S.D. 2).

ORDER OF THE DAY
ADVISE AND CONSENT

Stand. Com. Rep. No. 1748 (Gov. Msg. No. 717):

Senator Rhoads moved that Stand. Com. Rep. No. 1748 be received and placed on file, seconded by Senator Gabbard and carried.

Senator Rhoads then moved that the Senate advise and consent to the nomination of NORINE HAYES to the Natural Area Reserves System Commission, term to expire June 30, 2021, seconded by Senator Gabbard.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1749 (Gov. Msg. Nos. 752 and 753):

Senator Rhoads moved that Stand. Com. Rep. No. 1749 be received and placed on file, seconded by Senator Gabbard and carried.

Senator Rhoads then moved that the Senate advise and consent to the nominations to the Moloka'i Irrigation System Water Users Advisory Board of the following:

OLIVIO ARIOS, term to expire June 30, 2017 (Gov. Msg. No. 752); and

OLIVIO ARIOS, term to expire June 30, 2021 (Gov. Msg. No. 753),

seconded by Senator Gabbard.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1750 (Gov. Msg. Nos. 778, 779, and 780):

Senator Kahele moved that Stand. Com. Rep. No. 1750 be received and placed on file, seconded by Senator Kidani and carried.

Senator Kahele then moved that the Senate advise and consent to the nominations to the Board of Regents of the University of Hawai'i of the following:

SIMEON ACOBA, term to expire June 30, 2022 (Gov. Msg. No. 778);

BENJAMIN KUDO, term to expire June 30, 2022 (Gov. Msg. No. 779); and

NORMA SPARKS, term to expire June 30, 2022 (Nominee's name amended to NORMA DOCTOR SPARKS by Gov. Msg. No. 832) (Gov. Msg. No. 780),

seconded by Senator Kidani.

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

Ayes, 25. Noes, none.

At this time, Senator Kim recognized Ben Kudo, newly confirmed member of the University of Hawai'i Board of Regents, who was present in the gallery.

FINAL READING

Conf. Com. Rep. No. 135 (H.B. No. 100, H.D. 1, S.D. 1, C.D. 1):

Senator Tokuda moved that Conf. Com. Rep. No. 135 be adopted and H.B. No. 100, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Dela Cruz.

Senator Tokuda rose to speak in strong support of the measure as follows:

"I just have some very brief remarks today and would ask that the Clerk insert some written remarks that I'll provide later into the Journal. At this time, I would like to begin – first of all, really, today I'd like to highlight my remarks by making a number of acknowledgments because we would not be here with this budget had it not been for the hard work and effort of so many individuals. First off, I would like to thank my vice chair and his team for their hard work on the CIP budget. As I had mentioned previously on this floor when we did the Senate draft, it was really commendable to have to take down the amount from \$1.5 billion to \$1 billion. I know that sounds like a lot of money, but looking around this room, at all of your priorities and your requests, then you add the House's priorities and requests, and then you balance that out with the needs of the state. This is no simple task, but, I think, when you take a look at what came out of the conference draft of the budget, it was clear that, on his shoulders, he balanced that out and represented the Senate very well. I appreciate the hard work of his team, CIP specialist Lee Leonard, who is here and I'll be acknowledging shortly as well; they spent a lot of late nights and weekends really making sure that they made the Senate proud, and that really means a lot to me because I think a lot of times they see our faces; it's our names in the paper; it's our names that they think about, but really, we have to acknowledge the staff and the team that makes sure that the ink on paper is correct, the numbers line up. But also, I want to acknowledge the leadership that went into this, so please join me in giving a hand to Vice Chair Dela Cruz for his hard work on the CIP portion of the budget.

"You know, I'd also like to thank at this time – although they are not in this chamber; they're across the way in the other chamber – my counterpart, Finance Chair Luke, for being extremely supportive of me. I can tell you that, as Ways and Means chair, it's a job – as some of you here know, having sat in this seat before – it can be challenging at times, as I mentioned, trying to balance out all of the needs that you have within your body, and then going into conference, especially, then trying to manage those expectations and priorities against those of House members, and then looking at it from the bigger-picture perspective of the state. Having a friend – a sister, if you will – in Chair Luke has been a great learning experience. It's been something that I've really appreciated being able to walk side by side with her with, and I think, as a result of our partnership and efforts, the budget process has been a better one. It's been a transparent one; more things have been put online faster in the last few years, and we've gotten things done quicker. And I really do appreciate all the efforts that we've been able to do together as well. I think the budget before us is stronger, and I just really want to thank her for all the support, for all that I've been able to learn from her as well. I know she probably can't hear me right now; they're probably deliberating some bill of some sort on their agenda, but I do really want to thank her for her patience, for all that she has taught me, and the willingness and ability to work with her on these budget proceedings. I also want to thank Vice Chair Cullen for all of his efforts and for the ability to work with him. Previously, he was doing GIAs and was exceptional at that particular point, but even bringing now to the floor the vice chair experience, he's really stepped up and proven himself as a strong vice chair in this capacity as well. And GIA co-chair Lowen. Altogether as a leadership team for the Finance committee, I think being able to work with them together, with the Ways and Means leadership, I think we are able to provide for you House Bill 100 as a

conference draft that is reflective of the needs of the state but also financially prudent and sustainable, knowing that we are going into some fiscally austere times that will be difficult and challenging. We were able to do so, make those tough decisions on behalf of the state, because we were able to work as a team because we recognized together what needed to be done, and I appreciate the partnership that we were able to foster together. So, if you would please help me in acknowledging and giving them a huge round of applause – because they gave us a round of applause earlier – to our House counterparts, to Chair Luke, Vice Chair Cullen, Co-Chair Lowen: Please help me in acknowledging them for all their efforts and their support.

“You know, I’d also like, at this time, to thank my committee members. Sitting on WAM usually means you’re sitting there for quite a long time, although it could be worse: We could have many more hearings. But I really do want to thank our committee members because it’s not always easy to get quorum, so especially to the good senator from ‘Aiea-Pearl City, who was always there first, I want to acknowledge him for his help in providing me with quorum without fail. It is often difficult to pass, literally, the hundreds of bills that we had to pass, whether it’s before First Cross or after. Our committee members are what makes it happen and we had additional briefings this year to keep us apprised of the budget status, the financial plan, and on various aspects, and you folks were there, so thank you for giving us the ability to move things forward, especially on this particular budget, being there to participate, being active participants, asking the questions. It is not always easy, but we do appreciate all the time and effort you put in. And even in these conference proceedings, serving as co-chairs on these countless bills, we cannot be in one place everywhere, all the time – you folks made it happen, so I really appreciate all of the members for participating actively in the Ways and Means process.

“I’d now like to move on to thank individuals who have finally made their way down from our offices. I know that it’s rumored that Ways and Means staff is somehow guarded under lock and key in the office and never actually come out, but I promise you we don’t torture them in such ways. There are labor laws – I assure you, they do get out; they are fed, and they are not tortured in any such way. But I do want to send out a huge mahalo. I’m so humbled and so grateful, I cannot even begin to express the deep aloha I have for our office team, although I think the office team is still hiding upstairs, probably, but I definitely want to extend my grateful appreciation to our office team and especially for our Ways and Means ‘ohana – our WAMily – who finally made their way down to the gallery; they usually do for this day. So I will introduce all their names and ask them to stand up so that you can acknowledge them at this time: Sabrina Nasir is not here, unfortunately – there was a family emergency she had to attend to, but I know she is definitely here with us cheering us on; we have Ben Park, Lee Leonard, Chris Tu, Heather Schultz, Julian Juarez, Rob Nishimoto, Johnathan Say, Christopher Han, Daniel Hironaka, Michele Sansone, Dylan Smith, Jennifer Song, and Mark Ogata, if our entire team could please stand, and please help me acknowledge our amazing group. Thank you. As I said before, had it not been for these individuals, I don’t know what we would be able to do in terms of the budget. I really do feel so blessed to be able to come in every day to work with these individuals, although I often do find it to be extremely bittersweet as it comes toward the end of the session, especially with our session staff – we just want to keep them all with us. But they really reflect the very best of us, in terms of the commitment that they have to our state, and it really is reflected in the budget worksheets that you have before you.

“I’m not going to comment too much on all of the fine details; I will leave that for our written report, but I will say this: As I was considering my thoughts for today, I couldn’t help

but think of a moment – as I was walking through ‘Iolani Palace a couple weeks ago, I happened to find a little school group practicing for a video that they were shooting. Luckily for you, I will not sing like the good senator from Kapolei or else it will clear the house here because, unlike most of my students at my alma mater, I have no performing ability at all. But they were singing the song ‘Seasons of Love,’ one of my favorite songs from the Broadway musical *Rent*, and it just got me thinking about the budget process, about everything we do here. And it’s not just because it talks about cups of coffee, although I will tell you that when it comes to producing the budget and making the numbers count, it took a lot of cups of coffee. But it forced me to think upon this season – it’s like a season when we go through session. What goes into the days and the minutes? How do we measure what we’ve done here? How would you count all of these things? Advocates will look through the budget and some of them will say, well, for homelessness we did quite a bit, and they’re okay and they’re happy: \$3 million in general funds in fiscal ‘18 for Housing First – that’s even more, in some cases, like the \$3 million in general funds in fiscal ‘18 for Rapid Re-Housing, more than the governor asked for; \$1.5 million in general funds in ‘18 for homeless outreach services – that’s going to make a huge difference in making sure people get the services they need. Half a million in services for homeless individuals with serious and persistent mental health challenges and \$800,000 in general funds for outreach and counseling services for chronically homeless individuals with severe substance abuse disorders. Even \$300,000 to support them in clean and sober housing for those who are chronically homeless – making sure that we have supportive services, wraparound services, across the spectrum. They would say this is a really good thing when we measure what the Legislature did during this season; it was a good thing. They would look at those minutes, those hours, those days; they would look at the 60 days; they would look at the 86,400 minutes, the 5,184,000 seconds, the 60 days we stood here and say we did all right.

“They’d probably pick up health care, and depending on which end of the spectrum they were at, they would appreciate what we were able to do. Perhaps on the senior spectrum, making sure that we had \$4.1 million in general funds in ‘18 for Kupuna Care, \$1.7 million in general funds in ‘18 for the Aging and Disability Resource Center (ADRC), or even the bills that we’re able to pass hopefully soon today for the kupuna caregiver program, which has taken literally decades for us to get to, to finally get started – \$600,000 there. It was previously in the Senate version of the budget, but it’s now going through a bill – considered landmark, in some cases. They would look, on the neighbor islands, in the healthcare spectrum, and go, ‘We’re getting what we need’: \$33.4 million in general fund subsidies for Maui Health System, making sure that we had the \$33 million we need for the Maui severance as well, because healthcare access across neighbor islands is important. They would look at Medicare – \$2.9 million – and say that’s important. All of these things, even vector control and supporting all of those things – if you look at the entire vector office, we increased their funding over the biennium by over \$1.4 million to support the health issues that are coming across our state all the time.

“Some of our advocates, measuring what we did this season, looking at the minutes, looking at the hours, considering all of these things that we did – if they’re looking at education, they’d look across the spectrum and they’d consider, from our youngest of our keiki to those who are in college, we were able to support finally going a little bit further in getting more pre-K classrooms in our public schools. That’s over half a million, almost \$750,000, in the biennium for pre-K classrooms and getting teachers into induction programs to make sure we have access for students, all the way to the other end of the spectrum to make sure that they have access into higher education, which

is especially important now, with the federal government being where it is. Securing funds for the Early College High School initiative, \$1 million in each year, and even making sure that we have support for the Hawai'i Promise program. For so many of our students, we take it for granted. I know I don't: I was a first-generation college student. I know many of you here were as well. It's not natural; it's not automatic you will just go to college and you can afford it. So the \$1.8 million for the Hawai'i Promise program will make a difference in countless lives in every one of our districts; that was important. And honoring the legacy of Patsy Mink and Title IX and what she wanted: I know that was a priority for many of you here who have stood by the late congresswoman who was a mentor to many of us. From the Department of Education to the University of Hawai'i, we put resources and funds and positions in both the Department of Education and UH to make sure that we honored the late congresswoman's legacy and we didn't just talk about her like she was just somebody who served here and lived here. We did well by her; we represented and honored her well. So we made sure that there was \$1.6 million in general funds in each year for Title IX positions at UH campuses statewide, but there was also over a million dollars in the Department of Education as well to implement Title IX and comply with Title IX in the DOE.

"And even above and beyond that, recognizing our commitment to agriculture, because we made a promise a few years ago that we would go toward general funds for DLNR, and we did that. This was a banner year when it came to actually getting general funds in the base budget for various programs in DLNR: \$13.8 million for general fund base budgeting for various programs in DLNR; \$4 million in each year for the Hawaii Invasive Species Council; combating rapid 'ohi'a death, which is a huge issue - \$750,000. I'm sure if advocates asked, can you measure what we did in environmental protection, agriculture, they would look at the minutes that ticked by and say that the resources we put here will be adding things back, adding protections back, and that's going to make the difference. Even agriculture - which I know is a priority for so many here who wish to support agriculture - \$1.5 million in general funds for Ag Loan Revolving Fund.

"There are so many things that we tried to do in this budget while at the same time understanding that we are fiscally constrained, and there was a lot of things that we did still have to, unfortunately, leave on the table, and that's always the hard part. Those are the things that I'll remember as I look back on the minutes and the seconds and the hours and the days. When I look through the 60 days, the 86,400 minutes, the 5,184,000 seconds, I'll think of all of those deliberations, and the fact that, yes, our budget did approve a little bit more, but at the same time we still came in over \$145 million less than what the administration asked for. We still did go in and cut where we had to; we restricted where we had to; we constrained where we had to because we understood that it's not just about the minutes that we are here; it's not just about the hours and the months that we are here - it is the years ahead; it's the days ahead. That's what we thought about as we went through our deliberations. That's the difficult part. Luckily for me, I will reflect on the very positive things that went through this session that got us to those very difficult decisions: the many cups of coffee and enjoyable moments, albeit difficult, that I had with Chair Luke and the House, trying to come up with these decisions; with our Ways and Means team, trying to figure out how we're going to make things work with very little resources, struggling to find those resources; with our Ways and Means committee - Vice Chair taking the fastest votes on record. I assure you, you'd better be in your seat or you're going to get missed in many cases. But really appreciate all of those days, the minutes, and the seconds because I assure you that they were very thoughtful and thought out, and that's how we came

to a budget that, while far less than what the governor started off this session with, is still very full in terms of how we can measure our progress and what we committed to for the people of this state and the priorities that they feel are most important and, going forward, will give them good results in terms of the minutes, the hours, the days, and the months and the years ahead, and be able to provide for them. So I want to thank you again for all of your support and hope for a positive vote on this budget."

The Chair having so ordered, Senator Tokuda's additional remarks are identified as "ATTACHMENT A" to the Journal of this Day.

Senator Dela Cruz rose to speak in support of the measure as follows:

"I'd just like to insert written remarks into the Journal in support, and if I could also thank the Ways and Means chair, the committee, and the staff for all the countless hours that they put into it. It is not easy having to make these hard decisions, and I also want to thank the committee and the Senate for their conversations on all the many issues to make sure that we can support the constituencies, the departments, and the state overall. Mahalo."

The Chair having so ordered, Senator Dela Cruz's additional remarks read as follows:

"The Legislative intent of the general obligation bond fund appropriation for the Department of Hawaiian Home Lands (HHL-602), the sum of \$6,900,000, is for the transfer of tax map key numbers (1) 7-1-002-031 and (1) 7-1-002-033, to the Agribusiness Development Corporation. This appropriation for the Department of Hawaiian Home Lands is to acquire real property for the purposes of the Hawaiian Homes Commission Act, 1920. It is to our understanding, through the Department's cooperation, that the fee title on two parcels of land located in Wahiawā, O'ahu, will be transferred to the Agribusiness Development Corporation prior to the Department of Hawaiian Home Lands expending these funds."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 135 was adopted and H.B. No. 100, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 10:49 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:53 a.m.

Conf. Com. Rep. No. 4 (S.B. No. 514, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Ihara and carried, Conf. Com. Rep. No. 4 was adopted and S.B. No. 514, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 5 (S.B. No. 609, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Chang and carried, Conf. Com. Rep. No. 5 was adopted and S.B. No. 609, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATTESTATION ENGAGEMENTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 6 (S.B. No. 952, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Espero and carried, Conf. Com. Rep. No. 6 was adopted and S.B. No. 952, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 7 (S.B. No. 1171, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 7 was adopted and S.B. No. 1171, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HEALTH CARE PRIVACY HARMONIZATION ACT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 8 (S.B. No. 1227, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 8 was adopted and S.B. No. 1227, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 9 (H.B. No. 192, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Kidani and carried, Conf. Com. Rep. No. 9 was adopted and H.B. No. 192, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOMEOWNERS' ASSOCIATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 10 (H.B. No. 1498, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Ihara and carried, Conf. Com. Rep. No. 10 was adopted and H.B. No. 1498, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 11 (H.B. No. 1501, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator English and carried, Conf. Com. Rep. No. 11 was adopted and H.B. No. 1501, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG PARAPHERNALIA," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 12 (S.B. No. 773, S.D. 2, H.D. 1, C.D. 1):

Senator Gabbard moved that Conf. Com. Rep. No. 12 be adopted and S.B. No. 773, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Nishihara.

Senator Gabbard requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Gabbard's remarks read as follows:

"Mr. President, I rise in support of S.B. 773, S.D. 2, H.D. 1, C.D. 1.

"Hemp, hemp, Hooray! Last session, we passed S.B. 2659, which became Act 228, establishing a five-year industrial hemp pilot program. This session we have S.B. 773, which will improve the existing industrial hemp pilot program law by allowing farmers to apply for hemp licenses year round instead of just from January to April, requiring the counties to recognize the cultivation of industrial hemp, limiting the cultivation of hemp to licensees on agricultural lands, and repealing the requirement of having to get a movement permit to transport hemp plants or material.

"In the next eight months, we'll be seeing a lot of activity focused on hemp as we get closer to January 2018 when farmers in our state will be able to obtain licenses from the Department of Agriculture to grow hemp. On Maui, from June 5 to 11, 2017, the Maui Hemp Institute for Research and Innovation will be hosting Hemp History Week. And on Hawai'i Island, June 9 - 11, 2017, the Hawaii Hemp Conference will take place on Hilo. I'll be representing the Legislature at both of these events.

"As we look to solutions to environmental problems that confront us, we should look at hemp as a miracle crop that can truly change our world. Take for instance toilet paper.... each of us uses about 50 pounds of toilet paper each year. That's a lot of trees we're cutting down. Already there's hemp toilet paper being made and you might be surprised to learn that according to the Marijuana Times, 'in 1857 Joseph C. Gayetty invented the first commercial toilet paper in the United States. His product was made from Manila hemp and the sheets were moistened and soaked in aloe.' Also, each year at the Legislature we discuss banning polystyrene and reducing the use of single use plastic bottles. Hemp plastics can replace all of these everyday products.

"So hopefully this time next year, farmers around our state will be harvesting their first crop of hemp and researching what incredible products they can create with it. Let's get this hempening! Mahalo."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 12 was adopted and S.B. No. 773, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 15 (S.B. No. 584, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Baker and carried, Conf. Com. Rep. No. 15 was adopted and S.B. No. 584, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 17 (S.B. No. 984, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Baker and carried, Conf. Com. Rep. No. 17 was adopted and S.B. No. 984, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION PHYSICIAN," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 18 (S.B. No. 724, H.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator Dela Cruz and carried, Conf. Com. Rep. No. 18 was adopted and S.B. No. 724, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NON-DISCRETIONARY COSTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 19 (S.B. No. 941, H.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator English and carried, Conf. Com. Rep. No. 19 was adopted and S.B. No. 941, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC FUNDS TRANSFERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 22 (H.B. No. 1588, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator Dela Cruz and carried, Conf. Com. Rep. No. 22 was adopted and H.B. No. 1588, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL OBLIGATION BONDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 25 (H.B. No. 1129, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 25 was adopted and H.B. No. 1129, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL DUTY FOR DEPUTY SHERIFFS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 26 (H.B. No. 1130, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Thielen and carried, Conf. Com. Rep. No. 26 was adopted and H.B. No. 1130, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 28 (S.B. No. 948, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Baker and carried, Conf. Com. Rep. No. 28 was adopted and S.B. No. 948, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENTAL RETENTION OF ATTORNEYS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 29 (S.B. No. 992, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Rhoads, seconded by Senator Thielen and carried, Conf. Com. Rep. No. 29 was adopted and S.B. No. 992, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VESSELS AGROUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 30 (S.B. No. 976, H.D. 1, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Galuteria and carried, Conf. Com. Rep. No. 30 was adopted and S.B. No. 976, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TIER II FILING FEES FOR REPORTING OF HAZARDOUS SUBSTANCES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 31 (H.B. No. 606, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 31 was adopted and H.B. No. 606, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY ACCESS TO PRIVATE PROPERTY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 33 (H.B. No. 1135, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Rhoads and carried, Conf. Com. Rep. No. 33 was adopted and H.B. No. 1135, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 34 (H.B. No. 2, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 34 was adopted and H.B. No. 2, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 35 (H.B. No. 1516, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 35 was adopted and H.B. No. 1516, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL FORFEITURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 37 (H.B. No. 558, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Ihara and carried, Conf. Com. Rep. No. 37 was adopted and H.B. No. 558, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPEAL OF SECTION 325-15, HAWAII REVISED STATUTES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 38 (H.B. No. 1444, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 38 was adopted and H.B. No. 1444, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO PHARMACY BENEFIT MANAGERS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 39 (H.B. No. 561, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Espero and carried, Conf. Com. Rep. No. 39 was adopted and H.B. No. 561, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DENTISTRY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 40 (H.B. No. 852, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Kim and carried, Conf. Com. Rep. No. 40 was adopted and H.B. No. 852, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ETHICS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 42 (S.B. No. 119, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Chang and carried, Conf. Com. Rep. No. 42 was adopted and S.B. No. 119, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PAYMENT OF RENT,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 43 (S.B. No. 611, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Baker and carried, Conf. Com. Rep. No. 43 was adopted and S.B. No. 611, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FIRE SPRINKLERS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 45 (S.B. No. 786, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Kidani and carried, Conf. Com. Rep. No. 45 was adopted and S.B. No. 786, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 46 (S.B. No. 369, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 46 was adopted and S.B. No. 369, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONDOMINIUMS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 47 (S.B. No. 513, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Kidani and carried, Conf. Com. Rep. No. 47 was adopted and S.B. No. 513, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTRACEPTIVE SUPPLIES,” having

been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 48 (S.B. No. 505, S.D. 1, H.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 48 be adopted and S.B. No. 505, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Espero.

Senator Baker requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker’s remarks read as follows:

“Mr. President, I rise in strong support of S.B. 505, C.D. 1, Relating to Health.

“This bill requires an informed consent agreement between a patient and any prescriber of opioids in the State. An uninformed user of opioids may not understand the risks of dependency that is inherent in opioid use as well the increased risk of death from an accidental overdose. The informed consent process allows the patient to better understand the goals of treatment, potential benefits of treatment, realistic outcomes, potential risks, how to use the medication, and alternative treatment options. It is one approach to begin addressing the nationwide opioid epidemic that affects Hawai‘i, too. The bill also limits initial concurrent prescriptions of opioids and benzodiazepines to seven days, except for treatment of specified conditions. This may help unused opioids from falling into the hands of unintended users.

“This measure was introduced as part of the Women’s Legislative Caucus package to address the growing opioid epidemic in our islands. According to the Department of Health, opioids accounted for more than 35 percent of drug overdose deaths from 2010 to 2014, and the percentage could be higher. The CDC’s 2013 Prevention Status Report noted that opioid overdose deaths have quadrupled since 1999, coinciding with an equal increase in opioid pain reliever sales. As more and more opioids are being prescribed, their abuse is also increasing. Although there are many legitimate uses for opioids, this class of drugs is highly addictive and can be easily abused. It is crucial that we reduce addiction, overdose and death related to the use of opioids.

“Creating an informed consent process will enable providers to give appropriate and necessary care to their patients while also ensuring that their patients are aware of the risks associated with taking opioid drugs. These agreements are considered a best practice in the medical community and can greatly increase public awareness of the dangers associated with opioids. A more informed public will be better equipped to care for themselves and take precautions to avoid opioid addiction and other abuse.

“Additionally, limiting initial prescriptions of these drugs will reduce the likelihood of abuse. Many times opioids are needed only for short-term recovery. If a patient receives a prescription for longer than needed, they can become addicted and experience withdrawal symptoms when trying to stop taking their prescribed medication. This creates a dangerous situation and can lead to opioid abuse. This measure provides safeguards so that if additional prescriptions are needed after the first week, physicians may consult with the patient over the telephone, removing the burden for the patient to return to the prescriber’s office. There are also exceptions for situations in which long-term opioid therapy is necessary for the patient’s treatment.

“It is my sincere hope that taking these steps will alleviate further opioid abuse in Hawai‘i. Mahalo.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 48 was adopted and S.B. No. 505, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 49 (S.B. No. 997, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 49 was adopted and S.B. No. 997, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 50 (S.B. No. 488, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 50 was adopted and S.B. No. 488, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEARCH WARRANTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 51 (H.B. No. 1098, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Green, seconded by Senator Espero and carried, Conf. Com. Rep. No. 51 was adopted and H.B. No. 1098, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS SHELTERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 52 (H.B. No. 674, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Green, seconded by Senator Kidani and carried, Conf. Com. Rep. No. 52 was adopted and H.B. No. 674, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE PROVIDERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 53 (H.B. No. 1396, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Green, seconded by Senator Baker and carried, Conf. Com. Rep. No. 53 was adopted and H.B. No. 1396, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 54 (H.B. No. 1099, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Green, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 54 was adopted and H.B. No. 1099, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REPORTS OF CHILD ABUSE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 55 (H.B. No. 73, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Rhoads and carried, Conf. Com. Rep. No. 55 was adopted and H.B. No. 73, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUDICIAL PROCEEDINGS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 56 (H.B. No. 279, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Kim and carried, Conf. Com. Rep. No. 56 was adopted and H.B. No. 279, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS AND EXPENDITURES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 57 (H.B. No. 280, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Rhoads and carried, Conf. Com. Rep. No. 57 was adopted and H.B. No. 280, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CANDIDATE COMMITTEE REPORTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 58 (H.B. No. 281, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Kim and carried, Conf. Com. Rep. No. 58 was adopted and H.B. No. 281, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FAILURE TO FILE A REPORT WITH THE CAMPAIGN SPENDING COMMISSION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 59 (H.B. No. 282, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Rhoads and carried, Conf. Com. Rep. No. 59 was adopted and H.B. No. 282, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 60 (H.B. No. 1033, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 60 was adopted and H.B. No. 1033, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 61 (S.B. No. 950, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 61 was adopted and S.B. No. 950, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 62 (S.B. No. 946, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 62 was adopted and S.B. No. 946, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORITY TO ADJUST PROFESSIONAL AND VOCATIONAL LICENSING FEES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 63 (S.B. No. 951, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 63 was adopted and S.B. No. 951, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 64 (S.B. No. 100, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 64 was adopted and S.B. No. 100, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 66 (S.B. No. 322, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Kim and carried, Conf. Com. Rep. No. 66 was adopted and S.B. No. 322, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURT JURISDICTION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 67 (S.B. No. 947, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Galuteria and carried, Conf. Com. Rep. No. 67 was adopted and S.B. No. 947, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CITATIONS FOR BEAUTY CULTURE VIOLATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 68 (S.B. No. 1264, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Kidani and carried, Conf. Com. Rep. No. 68 was adopted and S.B. No. 1264, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITY GUARDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 69 (S.B. No. 396, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 69 was adopted and S.B. No. 396, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITY INTERESTS IN REAL PROPERTY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 70 (S.B. No. 314, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Kim and carried, Conf. Com. Rep. No. 70 was adopted and S.B. No. 314, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ARBITRATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 71 (H.B. No. 1258, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Baker and carried, Conf. Com. Rep. No. 71 was adopted and H.B. No. 1258, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 74 (H.B. No. 301, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Kim and carried, Conf. Com. Rep. No. 74 was adopted and H.B. No. 301, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESPONSE TO WRIT FOR CERTIORARI," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 76 (S.B. No. 572, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Kim and carried, Conf. Com. Rep. No. 76 was adopted and S.B. No. 572, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 77 (S.B. No. 288, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 77 was adopted and S.B. No. 288, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SELF-SERVICE STORAGE FACILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 78 (S.B. No. 949, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 78 was adopted and S.B. No. 949, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 79 (S.B. No. 655, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 79 was adopted and S.B. No. 655, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDIA ACCESS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 80 (H.B. No. 1235, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Rhoads and carried, Conf. Com. Rep. No. 80 was adopted and H.B. No. 1235, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM FAMILY LAW ARBITRATION ACT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 81 (H.B. No. 511, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Kim and carried, Conf. Com. Rep. No. 81 was adopted and H.B. No. 511, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 82 (H.B. No. 1009, H.D. 3, S.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Baker and carried, Conf. Com. Rep. No. 82 was adopted and H.B. No. 1009, H.D. 3, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LANDLORD TENANT CODE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 87 (S.B. No. 387, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Espero and carried, Conf. Com. Rep. No. 87 was adopted and S.B. No. 387, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 88 (S.B. No. 953, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 88 was adopted and S.B. No. 953, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 89 (S.B. No. 1006, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator Galuteria and carried, Conf. Com. Rep. No. 89 was adopted and S.B. No. 1006, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 90 (S.B. No. 292, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Ihara and carried, Conf. Com. Rep. No. 90 was adopted and S.B. No. 292, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 92 (S.B. No. 99, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Espero and carried, Conf. Com. Rep. No. 92 was adopted and S.B. No. 99, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING CHOICE VOUCHER PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 93 (S.B. No. 407, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 93 was adopted and S.B. No. 407, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 95 (S.B. No. 1244, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Espero, seconded by Senator Kim and carried, Conf. Com. Rep. No. 95 was adopted and S.B. No. 1244, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 96 (S.B. No. 423, S.D. 1, H.D. 1, C.D. 1):

Senator Kidani moved that Conf. Com. Rep. No. 96 be adopted and S.B. No. 423, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Harimoto.

Senator Kidani requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Kidani's remarks read as follows:

"Mr. President – I rise in support of S.B. 423.

"Just yesterday, the *New York Times* brought attention to the unconscionable practice of holding children publicly accountable for unpaid school lunch bills – by throwing away their food, providing a less-desirable alternative lunch, or even branding them with markers – a practice often referred to as 'lunch shaming.'

"A U.S. Department of Agriculture report from 2014 found that nearly half of all school districts in the U.S. used some form of shaming to compel parents to pay bills.

"While we have heard of occasional incidents in Hawai'i schools where students have been turned away at the lunch line, S.B. 423 would make it a matter of *statute* that this would never happen here again.

"The bill would assure that students eligible for free or reduced-price school lunches would not be denied a meal just because paperwork had not been processed in a timely manner. It would also create reasonable grace periods for lunch payment accounts for *any* student to be brought up-to-date so that no child is denied a meal in our schools.

"This bill is another way we can assure our students a supportive learning environment. I urge a positive vote for S.B. 423. Thank you, Mr. President."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 96 was adopted and S.B. No. 423, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STUDENT MEALS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 99 (S.B. No. 718, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 99 was adopted and S.B. No. 718, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMUNITY COURT OUTREACH PROJECT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 100 (S.B. No. 149, H.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Green and carried, Conf. Com. Rep. No. 100 was adopted and S.B. No. 149, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 102 (S.B. No. 885, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Kim, seconded by Senator Baker and carried, Conf. Com. Rep. No. 102 was adopted and S.B. No. 885, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE RISK MANAGEMENT AND INSURANCE ADMINISTRATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 104 (S.B. No. 930, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 104 was adopted and S.B. No. 930, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY OF THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 105 (S.B. No. 902, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Wakai, seconded by Senator Harimoto and carried, Conf. Com. Rep. No. 105 was adopted and S.B. No. 902, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 106 (S.B. No. 908, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Wakai, seconded by Senator Galuteria and carried, Conf. Com. Rep. No. 106 was adopted and S.B. No. 908, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT," having been read

throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 107 (S.B. No. 900, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Wakai, seconded by Senator Galuteria and carried, Conf. Com. Rep. No. 107 was adopted and S.B. No. 900, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY-BASED ECONOMIC DEVELOPMENT TECHNICAL AND FINANCIAL ASSISTANCE PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 109 (S.B. No. 936, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 109 was adopted and S.B. No. 936, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 118 (H.B. No. 471, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator English and carried, Conf. Com. Rep. No. 118 was adopted and H.B. No. 471, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 122 (H.B. No. 428, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kahele, seconded by Senator Baker and carried, Conf. Com. Rep. No. 122 was adopted and H.B. No. 428, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN WORKFORCE ASSESSMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 123 (H.B. No. 1115, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 123 was adopted and H.B. No. 1115, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 124 (H.B. No. 530, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Espero, seconded by Senator Galuteria and carried, Conf. Com. Rep. No. 124 was adopted and H.B. No. 530, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOMEBUYER ASSISTANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 130 (H.B. No. 552, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Shimabukuro and carried, Conf. Com. Rep. No. 130 was adopted and H.B. No. 552, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 134 (H.B. No. 1114, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 134 was adopted and H.B. No. 1114, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH PENALTIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 137 (H.B. No. 1465, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Chang and carried, Conf. Com. Rep. No. 137 was adopted and H.B. No. 1465, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 138 (H.B. No. 213, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 138 was adopted and H.B. No. 213, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 142 (H.B. No. 427, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Kahele, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 142 was adopted and H.B. No. 427, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DARK NIGHT SKIES PROTECTION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 143 (H.B. No. 1351, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Baker and carried, Conf. Com. Rep. No. 143 was adopted and H.B. No. 1351, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELECTRONIC DEVICE RECYCLING FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 147 (H.B. No. 1031, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Shimabukuro and carried, Conf. Com. Rep. No. 147 was

adopted and H.B. No. 1031, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 148 (H.B. No. 508, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 148 was adopted and H.B. No. 508, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHICS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 149 (H.B. No. 632, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Rhoads, seconded by Senator Baker and carried, Conf. Com. Rep. No. 149 was adopted and H.B. No. 632, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER INFRASTRUCTURE LOANS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 150 (H.B. No. 633, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Rhoads, seconded by Senator Thielen and carried, Conf. Com. Rep. No. 150 was adopted and H.B. No. 633, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASSISTING DAM AND RESERVOIR OWNERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 158 (S.B. No. 1240, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Rhoads, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 158 was adopted and S.B. No. 1240, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC LIFE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 161 (H.B. No. 165, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kim, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 161 was adopted and H.B. No. 165, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 163 (H.B. No. 208, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator English and carried, Conf. Com. Rep. No. 163 was adopted and H.B. No. 208, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 170 (H.B. No. 498, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kidani, seconded by Senator Shimabukuro and carried, Conf. Com. Rep. No. 170 was adopted and H.B. No. 498, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 171 (H.B. No. 880, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kidani, seconded by Senator Harimoto and carried, Conf. Com. Rep. No. 171 was adopted and H.B. No. 880, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 174 (H.B. No. 1179, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Espero, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 174 was adopted and H.B. No. 1179, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 187 (H.B. No. 475, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Wakai, seconded by Senator Baker and carried, Conf. Com. Rep. No. 187 was adopted and H.B. No. 475, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOVIE THEATRES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 188 (H.B. No. 1044, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Inouye, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 188 was adopted and H.B. No. 1044, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE FUELS TAX CREDIT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 190 (H.B. No. 423, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Wakai, seconded by Senator Dela Cruz and carried, Conf. Com. Rep. No. 190 was adopted and H.B. No. 423, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 191 (S.B. No. 859, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Chang and carried, Conf. Com. Rep. No. 191 was adopted and

S.B. No. 859, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At this time, the Chair stated:

"I see that we have copies available of potential floor amendments so the members may look at them in detail. So, I'm going to call for a short recess for the purpose of allowing members to look at the floor amendments."

At 10:55 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:33 a.m.

The Chair announced:

"If there are no objections from the members, we will be taking Conference Committee Report No. 91 on S.B. No. 382, C.D. 1 out of order."

Conf. Com. Rep. No. 91 (S.B. No. 382, S.D. 2, H.D. 1, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 91 be adopted and S.B. No. 382, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator English.

Senator Baker then offered the following amendment (Floor Amendment No. 2) to S.B. No. 382, S.D. 2, H.D. 1, C.D. 1:

SECTION 1. Senate Bill No. 382, S.D. 2, H.D. 1, C.D. 1, is amended by deleting sections 1, 2, and 3.

SECTION 2. Senate Bill No. 382, S.D. 2, H.D. 1, C.D. 1, is amended by renumbering section 4 as section 1.

SECTION 3. Senate Bill No. 382, S.D. 2, H.D. 1, C.D. 1, is amended by deleting section 5.

SECTION 4. Senate Bill No. 382, S.D. 2, H.D. 1, C.D. 1, is amended by renumbering section 6 as section 2.

Senator Baker moved that Floor Amendment No. 2 be adopted, seconded by Senator Nishihara.

Senator Baker rose to speak in support of the amendment as follows:

"Thank you, Mr. President. The essence of this floor amendment is to skinny the bill down to only the request of the auditor for a management audit of the Public Utilities Commission. In further reflection on this measure and in concert with my House counterpart, we believe that it is more appropriate to take out any of the extraneous language so that we're not presupposing the findings or activities that the audit may uncover, so I ask my colleagues to join me in voting for this measure."

The motion to adopt Floor Amendment No. 2 was put by the Chair and carried.

Senator Baker then moved that Conf. Com. Rep. No. 91 be received and placed on file, seconded by Senator Nishihara and carried.

By unanimous consent, S.B. No. 382, S.D. 2, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," was placed on the calendar for Final Reading on Thursday, May 4, 2017.

The Chair announced:

"If there are no objections from the members, we will be taking Conference Committee Report No. 192 and S.B. No. 1183, C.D. 1 out of order."

Conf. Com. Rep. No. 192 (S.B. No. 1183, S.D. 2, H.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 192 be adopted and S.B. No. 1183, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Nishihara.

Senator Kahele then offered the following amendment (Floor Amendment No. 3) to S.B. No. 1183, S.D. 2, H.D. 2, C.D. 1:

SECTION 1. Senate Bill No. 1183, Senate Draft 2, House Draft 2, Conference Draft 1, is amended as follows:

1. By amending the provisions in part I by authorizing counties to adopt or extend a county surcharge on state tax until December 31, 2037;

2. By deleting part II, which prohibited a county from using revenues derived from a county surcharge on state tax for operating or administrative costs of a mass transit project;

3. By deleting part III, which prohibited a county from prohibiting the use of county funds for the capital cost of a mass transit project;

4. By deleting part IV, which:

A. Increased the transient accommodations tax from 9.25 per cent to 12 per cent from January 1, 2018, to December 31, 2027, and allocated \$50,000,000 of the annual proceeds to the New Start Education Special Fund and the remainder to a county with a population greater than five hundred thousand that adopts or extends a county surcharge on state tax for capital costs of a mass transit project; and

B. Required that \$13,000,000 in annual transient accommodations tax proceeds allocated to the City and County of Honolulu, separate from the additional proceeds from the temporary increase in the tax rate to 12 per cent, shall be used only for capital costs of a mass transit project;

5. By deleting part V, which prohibited a county with a population greater than five hundred thousand that receives revenues from a county surcharge on state tax from using public funds to reconstruct or redevelop the event venue known as the Neal S. Blaisdell Center;

6. By deleting part VI, which established the New Start Education Special Fund;

7. By deleting provisions in part VII that prohibited the collection and allocation of revenues from a county surcharge on state tax if other provisions in the measure are not met;

8. By deleting provisions in part VII that authorized the Director of Taxation to levy, assess, and collect the transient accommodations tax at an increased rate;

9. By deleting all part designations in the bill; and

10. By renumbering all remaining sections of the bill accordingly.

Senator Kahele moved that Floor Amendment No. 3 be adopted, seconded by Senator Inouye.

Senator Kahele rose to speak in support of the amendment as follows:

“Colleagues, this proposed floor amendment that you have in front of you will extend the rail surcharge tax for 10 years, to 2037. What this floor amendment will do is it will finish the rail project; we will not have to raise property taxes on the island of O’ahu. And, colleagues, I want to make something clear: I

strongly support the rail project. My goal is to one day see the rail project go to UH Mānoa and to do originally what it was intended to do, and that was to connect our second city in Kapolei with our state’s flagship university. I’m not happy with the cost of this project, but I believe we started it, and we need to finish it: 20 miles of elevated track, 21 stations, to Ala Moana – but we need to do it the right way.

“I’m opposed to the current proposal. You know, in the Hawaiian language, we have a word that we use to describe things, and that word is *pilau*. This proposal is pilau. I’m against this proposal for many reasons. First and foremost, this process, this proposal and the way it was drafted – colleagues, it’s been 95 days since Opening Day, 59 session days, and this pilau proposal is the best we have. This bill was concocted in the eleventh hour by a privileged few with the complete absence of transparency and collaboration and accountability. The subject matter chairs were circumvented; the industry was sidestepped; the counties were a mere afterthought; and the public, of all people, were not given the opportunity to be heard. The mechanism of using the transient accommodations tax is one thing and one thing only: It is a job killer in the State of Hawai’i. And make no mistake, this bill will hurt our state’s number-one industry, which is tourism. The potentially disastrous consequences of passing this bill and adding to the unfortunate reputation as one of the most expensive places to visit in the United States, putting us at a competitive disadvantage that could lead to fewer visitors and less visitor spending and cause a ripple effect that may negatively affect small businesses in our community. The economic impact of this bill on our neighbor island communities and local families will be devastating. From my home, on Hawai’i Island, the ramifications of the proposed change to 1 percent TAT would result in an immediate loss of \$4 million to the economy of the County of Hawai’i. We would put at risk core services for residents and visitors, including ocean safety officers, park and trail maintenance, police protection, fire protection, bus services, infrastructure repair, and maintenance.

“So, colleagues, for the aforementioned reasons and many, many more, I oppose the job-killing, pilau bill we have in front of us and I implore you to support the floor amendment in front of you. Mahalo.”

At 11:40 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:41 a.m.

Senator Thielen rose to speak in support of the amendment with reservations as follows:

“I feel that those of us who have taken a consistent stand opposing the extension of the rail project without some form of accountability and cost containment being brought to the table are put in a no-win situation today, and it’s a very hard decision to decide what to do because, clearly, I don’t support the bill as it’s being proposed in any of the forms, but I’m going to support the amendment on the grounds that I don’t want to be put in a position where the ends justify the means. And I think the way that the current proposal that’s in front of us in the unamended version, coming out at the eleventh hour without any public input, without any public hearing, on shifting of the tax base is something that I just can’t support. So I support the amendment, although I will – if it does pass – I will be voting against it on the floor.”

Senator Rhoads rose to speak in opposition to the amendment as follows:

“For those in the transportation community who know I’ve been a longtime supporter of rail, I probably, on a personal level, would prefer an approach more like the one in the proposed floor amendment, but I don’t believe the House will

pass this floor amendment, and if they don't – if we do and they don't – the bill is dead. Maybe that's not the end of the world; maybe we'll come back into special session; maybe we can deal with it next year. I seriously doubt that we'll be brought into special session because I don't think we have the votes to bring ourselves in and I don't think the governor's going to bring us in for it. I don't know what the consequences are to putting the whole thing off a year, but considering that the rail project has already been delayed 18 months because of lawsuits and refusals on the part of a prior administration to do their administrative duty and sign the EIS, the cost, the additional cost of rail because of those 18 months of delay were extremely high, and I think another year's delay – I mean, I understand it doesn't have to be a year's delay, necessarily. The city may finance it themselves, and they have every right to do that and maybe a responsibility to do it, too, but this should be a collaborative project between the state and the county. We shouldn't have to play chicken with them. If this project fails, people are going to come looking to the Legislature for relief of the problem that it was attempting to solve in the first place, which is traffic congestion on the H-1, which is a state highway. So I think the risks are too high to support this amendment, despite the fact that as a conceptual matter, probably, I would be more inclined to go this direction, but I don't think this floor amendment is the way to get there. Thank you."

Senator Kidani rose to speak in support of the amendment as follows:

"I believe that the rail will be dead if this amendment is not passed because there will be challenges to it, and there is not enough money as it is proposed in the Senate bill as it reads now. Therefore, I am supporting Floor Amendment 3. Thank you."

Senator Kim rose to speak in support of the amendment with reservations as follows:

"Mr. President, I have reservations because I have expressed my concerns to the amendment-maker about the accountability and my preference to have it, in the bill, perhaps, allocate funds in phases for cost containment, but having said that, I have always been a supporter of rail. I believe that it is for the next generation. When I was on the city council, I said back then that if we didn't pass it then, we would not be able to afford it, and here we are in the situation that we are having problems with affording it. I'm also concerned that this is not going to be enough money, even 10 years, because there are going to be more cost overruns as we come into downtown and go into Ala Moana, and it's a never-ending money pit. However, saying that, I cannot support the bill in its current form. I cannot support the proposed amendment that is coming forward because I believe that they are flawed.

"You know, the budget chair talked about the transparency of the process and yet, where is the transparency? We have not discussed this in caucus; we have not been part of the process, as it was raised by the senator from Hilo. This measure in the current form as well as the proposed amendment no. 4 violates our conference rules 2a and 2b, and while our rules can be waived by concurrent agreement with the House, the rules are there for a reason. 2a states that, with the exception of the executive budget and the judiciary budget and the budget of the Office of Hawaiian Affairs, a conference committee shall not amend a measure by inserting any unrelated or new subject. 2b states: 'To assure the integrity of individual measures, the merging of two or more distinct but related measures into one encompassing measure shall not be allowed.' Those rules are there and agreed to in advance to ensure that we are transparent in our deliberations and that no last-minute proposals are sneaked into a bill that the public did not have an opportunity to testify on.

"In addition to violating our conference rules, this measure also violates our Senate rule no. 23(4); 23(4) states:

If a bill: ... (B) Contains any significant or substantial amendment made by a committee other than the last standing committee to which the bill has been referred; and (C) The public has not been provided with an opportunity to submit testimony on the significant or substantial amendment; then, prior to reporting the bill out of the last standing committee, the last standing committee to which the bill was referred shall hold a public hearing to provide the public with the opportunity to testify on the bill.

"Raising the TAT to 12 percent was never discussed in committee, nor did it get a public hearing. Raising the TAT to 12 percent or even 1 percent and designating a portion of that to rail was not previously discussed in any drafts and did not get a public hearing. Prohibiting the county from renovating or developing the NBC was not in any bill that I'm aware of, nor did it get a public hearing. Ironically, if you read page 1 of the bill, it states the counties must hold a public hearing before authorizing the half-percent tax. So they have to hold a public hearing but the State Legislature does not when we raise the TAT by 2.75 percent or even 1 percent. The public and those affected by this bill, the general public, the visitor industry, the counties, were not able to testify on the impacts of this measure. As legislators, we don't know the real impacts since we only learned about this measure on Friday afternoon after the conference committee agreed to it in record time. This surprises me, Mr. President, because veteran legislators were on the conference committee, and I know that they all knew that this violated not just our rules, but the fact that all bills must have three readings, allowing the public to testify. The conferees are all familiar with the practice of gut and replace; for those who aren't familiar with this term, it is when a bill is gutted somewhere during the three readings and replaced by new contents. This is a procedure that we have discouraged and have issued memos reminding members that when there is a gut-and-replace, the new contents have to be noticed to the public and given a hearing. That is why when Senate Bill 1183 was amended with four possible rail scenarios, the Transportation chair held a hearing to assure that we did not violate our rules. This bill, in its current form and in the form of Amendment 4, is gut-and-replace on steroids. There are so many poison pills in this bill and in this proposed amendment that I cannot help but wonder whether it was done intentionally to kill the measure or to give the governor no choice but to veto. And it's for those reasons that I am supporting the floor amendment with reservations. Thank you."

Senator Green rose to speak in support of the amendment as follows:

"I think our credibility's on the line, Mr. President. All these people here who come and spend a hundred days with us during the year, who give input, who trust us to be a deliberative democracy, will not be able to continue to trust us to work forward on any number of thousands of issues that we have if, at the end of the session, good or bad policy gets dropped into a bill without a democratic process. Setting aside what you believe the substance of this issue should be, that alone – putting in the other draft, which we did not discuss, did not have input from the people, did not have input from experts, did not have input from analysts, so we don't know what the impact would be on the state – is just unconscionable and unacceptable. I therefore support this draft. We have dealt with GET for rail for many years; we know what the year-over-year impact is; we've had input from **all** of the citizens – some like it; some don't like it, but at least they were able to be a part of democracy. If we don't approve bills that have gone through the process, then we really can't call ourselves a legislature any longer. That's why I'm supporting this amendment."

Senator Espero rose to speak in support of the amendment as follows:

“Colleagues, Senate Bill 1183 has become the main bill of this session, and it’s important that we look at it from the path of least resistance because the rail has already been subjected to legal challenges. It has been subjected to delays, and these delays have cost our residents hundreds of millions of dollars. And if we look at the measure that includes the TAT, there is a strong possibility, a likelihood, that the opponents of rail are just chomping at the bit, waiting for us to make this decision. If we stick to what we’ve been discussing, the GET – which many of us do support – I think the likelihood of any lawsuit is minimized and eliminated. But to throw this at the *n*th hour – is obviously something you’ve already heard from our colleagues – is not in the best interest of this body; it’s not in the best interest of O’ahu taxpayers; it’s not in the best interest of rail, and I ask you to support this measure. Thank you.”

Senator Ruderman rose to speak in support of the amendment with reservations as follows:

“I share a lot of the concerns of the previous speakers. I actually think that, financially and politically, the proposal in the current bill is actually a much better proposal on how to pay for rail, but I **cannot** go along with the lack of due process. I cannot accept having no discussion among our members or among the public, let alone the tourism industry, when we’re establishing a new special fund, a new tax increase, a new constraint on the county. And at least the GET proposal has had Senate discussion and can rightfully be considered a Senate decision. I wish we would have had a chance to have due process on the measure before us. Thank you.”

Senator Kahele rose to request a Roll Call vote, and the Chair so ordered.

The motion to adopt Floor Amendment No. 3 was put by the Chair and, Roll Call vote having been requested, carried on the following showing of Ayes and Noes:

Ayes, 16; Ayes with Reservations (Kim, Nishihara, Ruderman, Thielen, Wakai). Noes, 9 (Baker, English, Gabbard, Ihara, Keith-Agaran, Kouchi, Rhoads, Riviere, Tokuda).

At 11:55 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:01 p.m.

Senator Kahele moved that Conf. Com. Rep. No. 192 be received and placed on file, seconded by Senator Inouye and carried.

By unanimous consent, S.B. No. 1183, S.D. 2, H.D. 2, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was placed on the calendar for Final Reading on Thursday, May 4, 2017.

At this time, Senator Kim rose on a point of order and stated:

“Point of order: Is there another amendment we were supposed to take up, or has it been withdrawn?”

The Chair responded:

“I believe, by the votes cast on the previous amendment, that I don’t see anyone requesting the second one.”

At 12:02 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:15 p.m.

Conf. Com. Rep. No. 16 (S.B. No. 376, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 16 was adopted and S.B. No. 376, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE INTERISLAND TRANSMISSION SYSTEM,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Gabbard). Excused, 4 (Dela Cruz, Galuteria, Green, Kahele).

Conf. Com. Rep. No. 21 (H.B. No. 239, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Ihara and carried, Conf. Com. Rep. No. 21 was adopted and H.B. No. 239, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONDOMINIUMS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Dela Cruz, Galuteria, Green, Kahele).

Conf. Com. Rep. No. 23 (H.B. No. 1246, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Shimabukuro and carried, Conf. Com. Rep. No. 23 was adopted and H.B. No. 1246, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ALTERNATIVES TO INCARCERATION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Dela Cruz, Galuteria, Green, Kidani).

Conf. Com. Rep. No. 32 (H.B. No. 425, H.D. 1, S.D. 3, C.D. 1):

On motion by Senator Kahele, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 32 was adopted and H.B. No. 425, H.D. 1, S.D. 3, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TECHNOLOGY TRANSFER AT THE UNIVERSITY OF HAWAII,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Gabbard, Ihara). Noes, none. Excused, 2 (Dela Cruz, Galuteria).

At 12:17 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:18 p.m.

Conf. Com. Rep. No. 41 (S.B. No. 895, S.D. 1, H.D. 2, C.D. 1):

Senator Keith-Agaran moved that Conf. Com. Rep. No. 41 be adopted and S.B. No. 895, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Gabbard.

Senator Ruderman rose to speak in opposition to the measure as follows:

“I realize there’s a desire to have more legal tools to control certain populations, including our houseless, but there are trespassing laws that apply to every parcel of land in the state. I don’t believe we need to further criminalize trespassing. One of the consequences of this bill: It will have an intimidating factor on certain protests, and while most of us might not be protesters today, we could think about who our President is – and I’m not talking about you, Mr. President; I’m talking about a national situation – and I think we might all agree that someday, we might want to have the right to protest. I’m a recovering serial trespasser myself, and I want to protect the rights of people who feel the need to go out and express their protest, and I don’t

believe we ought to pass laws that can be used to intimidate such. Thank you very much.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 41 was adopted and S.B. No. 895, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20; Ayes with Reservations (Ihara, Taniguchi). Noes, 4 (Green, Kahele, Ruderman, Thielen). Excused, 1 (Galuteria).

Conf. Com. Rep. No. 44 (S.B. No. 865, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Chang and carried, Conf. Com. Rep. No. 44 was adopted and S.B. No. 865, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTRACTORS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Galuteria).

Conf. Com. Rep. No. 65 (S.B. No. 339, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Rhoads and carried, Conf. Com. Rep. No. 65 was adopted and S.B. No. 339, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INFORMATION CHARGING,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Rhoads). Excused, 1 (Galuteria).

Conf. Com. Rep. No. 72 (H.B. No. 727, H.D. 1, S.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 72 be adopted and H.B. No. 727, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Keith-Agaran.

Senator Inouye requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Inouye’s remarks read as follows:

“H.B. 727, Relating to Motorcycles, seeks to improve the flow of traffic and increase the safety for motorcycle and moped drivers. Much deliberation has gone into this bill as it moved through different committees in the House and Senate, with special consideration to the traffic safety issues involved. In its final form, this bill would allow the Department of Transportation to designate specific stretches of road where motorcyclists can overtake cars on the shoulder lane, if and only if the traffic is completely stopped. Motorcyclists have to move at a reduced speed of less than ten miles per hour, and when traffic starts moving again, they have to maneuver their vehicle back into the adjacent lane as soon as it is safe to do so.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 72 was adopted and H.B. No. 727, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTORCYCLES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Galuteria).

Conf. Com. Rep. No. 73 (H.B. No. 554, H.D. 1, S.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 73 be adopted and H.B. No. 554, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Keith-Agaran.

Senator Ruderman rose to speak in support of the measure as follows:

“I spoke against this on Third Reading, and I have since been convinced by some representatives of our state hospital and our community prisons that I was perhaps mistaken. I also want to thank the chairs of the Health and Judiciary committees for the improvements they made in conference, and I will support this bill. Thank you.”

Senator Thielen rose to speak in support of the measure as follows:

“I want to echo the remarks of the senator from Puna, but I also want to thank the staff from the respective departments, who also did a lot of work to address the concerns that were raised, and appreciate the amendments that they worked out with the chairs.”

Senator Baker rose to speak in support of the measure as follows:

“I have some written remarks, but I just want to add that this is an example of collaboration and I appreciate all the input that we received. I think we have a stronger bill as a result. Mahalo.”

The Chair having so ordered, Senator Baker’s additional remarks read as follows:

Mr. President, I rise in strong support of H.B. 554, C.D. 1, relating to orders for treatment over objection. This measure permits the Department of Health to issue an administrative order to overcome a patient’s objection to psychiatric treatment and establishes criteria for the issuance of such an order.

“Many patients in the custody of the state have acute psychiatric symptoms that may put themselves and others in danger. These patients may refuse treatment even though it is necessary for not just their safety but also their health. In these situations, it is imperative that the state be able to act on their behalf.

“Physicians and advanced practice registered nurses are well-equipped to determine whether treatment is necessary, and this measure creates strict guidelines to ensure administrative orders for treatment are not abused. It is solely for the benefit of the patient and those surrounding him or her that orders for treatment would be issued.

“I’d like to thank the many people who have worked hard to address this issue in our State. DOH will work closely with the Department of Public Safety so that they, too, may be able to issue administrative orders in the future. I look forward to hearing DOH’s report to the Legislature before we begin session next year.

“Please join me in supporting H.B. 554, C.D. 1. Mahalo.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 73 was adopted and H.B. No. 554, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ORDERS FOR TREATMENT OVER OBJECTION,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 75 (H.B. No. 459, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Nishihara and carried, Conf. Com. Rep. No. 75 was adopted and H.B. No. 459, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FIREARMS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 84 (S.B. No. 712, H.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator English and carried, Conf. Com. Rep. No. 84 was adopted and S.B. No. 712, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE VARIANCE REPORT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 85 (S.B. No. 713, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator English and carried, Conf. Com. Rep. No. 85 was adopted and S.B. No. 713, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUDGET DOCUMENTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 116 (H.B. No. 451, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Shimabukuro, seconded by Senator Keith-Agaran and carried, Conf. Com. Rep. No. 116 was adopted and H.B. No. 451, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Thielen). Noes, none.

Conf. Com. Rep. No. 121 (H.B. No. 209, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator English and carried, Conf. Com. Rep. No. 121 was adopted and H.B. No. 209, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 126 (H.B. No. 235, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator English and carried, Conf. Com. Rep. No. 126 was adopted and H.B. No. 235, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 131 (H.B. No. 1244, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 131 was adopted and H.B. No. 1244, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CESSPOOLS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Ruderman). Noes, none.

Conf. Com. Rep. No. 140 (H.B. No. 1475, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Rhoads and carried, Conf. Com. Rep. No. 140 was adopted and H.B.

No. 1475, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 153 (S.B. No. 850, H.D. 2, C.D. 1):

On motion by Senator Kim, seconded by Senator Wakai and carried, Conf. Com. Rep. No. 153 was adopted and S.B. No. 850, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 154 (S.B. No. 1016, S.D. 1, H.D. 1, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 154 be adopted and S.B. No. 1016, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator English.

Senator Inouye requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Inouye's remarks read as follows:

"S.B. 1016 temporarily exempts the Department of Transportation and its contractors from certain statutory requirements for specified bridge rehabilitation projects by extending the sunset date of Act 218, Session Laws of Hawai'i 2012 (Act 218), from June 30, 2017, to June 30, 2022. This is necessary to expedite the design and construction of a number of bridges that are in desperate need of repair to ensure safety and reliable access. The Department of Transportation is still required to comply with all federal laws for each bridge project."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 154 was adopted and S.B. No. 1016, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Harimoto, Riviere, Ruderman, Thielen).

Conf. Com. Rep. No. 156 (S.B. No. 501, S.D. 1, H.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 156 be adopted and S.B. No. 501, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Keith-Agaran.

Senator Baker requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker's remarks read as follows:

"Mr. President: I rise in strong support of S.B. 501, S.D. 1, H.D. 2, C.D. 1, Relating to Health. This bill will ensure that all women in Hawai'i, regardless of income, have meaningful access to comprehensive reproductive health services.

"Tens of thousands of women in Hawai'i each year have an unintended pregnancy. Pregnancy carries enormous social, legal, and economic costs that disproportionately fall on women, and serve as a barrier to equality of opportunity between the sexes.

“Some limited service pregnancy centers use advertising practices, which conceal that they do not offer access to a full range of reproductive health options. Additionally, we received testimony that some of these centers espouse strong anti-choice opinions. Instead of providing women with all legal options, these centers specifically counsel women against having an abortion.

“Abortion is a legally protected constitutional right of women in this state and country, despite the religious convictions of certain segments of the population. Ours is a very diverse society with a secular government that is prohibited under the constitution from the establishment of any state religion. The role of government is to allow free exercise of protected rights, so long as they do not infringe upon the rights of others.

“This bill simply requires centers who do not offer comprehensive reproductive services to inform women visiting the center where those services are offered. There should be no controversy associated with providing people with the information to make informed choices.

“The genesis of this bill came from several consumer complaints alleging that some limited service pregnancy centers engage in questionable marketing tactics in order to attract women in crisis to their facility and using a free pregnancy test as leverage to subject the women to proselytizing.

“This is not a constitutional question—the question opponents of this bill are truly concerned about has been settled since 1973 when the United States Supreme Court issued their decision in *Roe v. Wade*.

“If you call your doctor in a true emergency, they will instruct you to call 911, because they understand that EMS is best equipped to handle an emergency, and a primary care clinic is not. If we received complaints about a doctor’s office responding to emergencies in place of appropriate EMS, we would pass a law prohibiting that in order to protect the public while they are in crisis. When you remove the ideological components surrounding this issue, it is the same concept. This bill is basic consumer protection for women in crisis.

“Free speech does not extend to those who aim to deceive consumers or endanger the public health. If a limited service pregnancy center’s public face is not intended to deceive, then a posted notice informing the public that there is more comprehensive care available should be welcome additional information. Opponent’s vehemence in opposing this common-sense measure, I think, speaks more eloquently about their intent than I am able to today. Please join me in protecting consumers’ right to accurate information, and pass S.B. 501. S.D. 1, H.D. 2, C.D. 1.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 156 was adopted and S.B. No. 501, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22; Ayes with Reservations (Kim). Noes, 3 (Gabbard, Harimoto, Riviere).

Conf. Com. Rep. No. 164 (H.B. No. 306, H.D. 2, S.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 164 be adopted and H.B. No. 306, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Keith-Agaran.

Senator Inouye requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Inouye’s remarks read as follows:

“H.B. 306, Relating to Continuous Alcohol Monitoring for Repeat Offenders, will increase the traffic safety by reducing the number of drunk drivers on our roads.

“Specifically, this bill addresses the issue of repeat offenders, which account for 1,000 arrests out of 5,000-6,000 total DUI arrests every year. These are persons who have already been convicted of a DUI in the previous five years, but for whom conventional existing methods of deterrence or treatment are simply not working.

“Currently, our laws allow all repeat DUI offenders to be released from jail, pending trial, with no requirement to stay sober or monitor their drinking. No matter how many prior offenses they’ve had. And for those who are released from jail pending trial, it is typically several months before their trial date, and this can get pushed back for various reasons up to six months or even longer. That is months of knowing that potentially 1,000 people per year are on our roads, probably still drinking and driving like they’ve done repeatedly in the past.

“This bill allows judges to order the repeat offender to refrain from drinking alcohol and impose a Continuous Alcohol Monitoring or ‘CAM’ device for at least 90 days as condition of bail. This device is an ankle bracelet that detects alcohol through the skin and sends this data every half-hour.

“The CAM device is complementary to Ignition Interlock, which is a voluntary device that requires a breathalyzer test in order to start your car. Ignition Interlock is very effective and is mostly installed by first-time offenders (For example, 2016 data indicates that only 13 repeat offenders on O’ahu have applied for Ignition Interlock). This bill requires an annual report to the Legislature on the effectiveness of CAM devices and its impact on Ignition Interlock.

“For those repeat offenders who are indigent, meaning they’re on food stamps or other types of government assistance, the bill specifies that the CAM device vendor will be required to provide financial relief, just as our Ignition Interlock vendor is required to do.

“This bill will not only make our roads safer, but will also give more repeat offenders a real shot at long-term recovery by changing their long-term behavior and allowing us to identify those who remain in need for treatment.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 164 was adopted and H.B. No. 306, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTINUOUS ALCOHOL MONITORING FOR REPEAT OFFENDERS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Thielen).

Conf. Com. Rep. No. 165 (H.B. No. 735, H.D. 2, S.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 165 be adopted and H.B. No. 735, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Baker.

Senator Inouye requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Inouye’s remarks read as follows:

“Current law permits rental car companies to recover certain government fees paid by the companies to make rental vehicles road-ready. However, the prorated formula is calculated over a

period of 365 days, even though the vehicles are only in use 80 percent of the time. Therefore, this bill adjusts this calculation accordingly from 1/365th to 1/292nd. It also includes weight taxes, certain registration taxes, license plate fees, inspection fees, highway beautification fees, and certain use taxes under a new term 'vehicle license recovery fees'. This bill also requires that all rental car companies submit an annual audit to the Office of Consumer Affairs to ensure that they pass on these fees in a fair and transparent manner."

Senator Chang rose to speak in opposition to the measure as follows:

"Some bills are hard because they have a lot of pros and a lot of cons. Other bills are easy because they have a very clear positive impact but very little negative impact. And yet other bills are no-brainers for the opposite reason, because they are purely negative in impact. There are very few bills that have made it this far in the legislative session in that last category, but I think this is one of them. It would do two things. First, it would greatly expand the number of fees and charges that would be broken out of the base price of a car rental, so that the consumer would be stuck with a much higher bill than they had expected. Car rental companies are already allowed to pass on license and registration fees, weight taxes, surcharge taxes, county surcharges, and DOT concession rents. This bill would add to that list: section 286-41(c) registration fees, license plate and emblem fees, inspection fees, highway beautification fees, and any use tax under chapter 238. So convoluted are the references and sub-references that I'm not even sure that's a full list of the fees that can be passed on, and none of us know how much those fees would add up to. Second, it would increase the daily amount that car rental companies can pass onto the consumers from 1/365 of the yearly amount to 1/292 of the yearly amount.

"Combined, these two actions comprise a pure money grab. We are charged to protect consumers and the public interest. Instead, we are increasing prices on consumers for no other purpose than to boost the bottom line for car rental companies.

"To add insult to injury, this would increase those prices in an opaque manner. While car rental companies advertise low base rates, the actual price per day that consumers pay will be substantially higher. It's deceptive, and it should be prohibited by the FTA. But until then, my no vote on such a deceptive, opaque, and anti-consumer policy is a no-brainer. Thank you, Mr. President."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 165 was adopted and H.B. No. 735, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 16. Noes, 9 (Chang, Green, Harimoto, Ihara, Kahele, Kim, Riviere, Ruderman, Thielen).

Conf. Com. Rep. No. 166 (H.B. No. 1152, H.D. 1, S.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 166 be adopted and H.B. No. 1152, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Dela Cruz.

Senator Inouye requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Inouye's remarks read as follows:

"General Information:

- Bill History:

- This is part of the Governor's Package.
- House was TRN, FIN; Senate was TRE, WAM.
- WAM amended to specify that funds can only be used for CIPs.
- All other amendments were technical.
- No Senator or Rep ever voted 'no' or 'WR'.

"Problem:

- The Project Adjustment Fund already exists, and contains \$17 million appropriated last year. But DOT Airport Division cannot use these moneys to adjust projects, because they need a budget proviso to access these funds. Therefore, some projects where the budget need to be adjusted are in danger of being terminated.

"Solution:

- This bill allows the governor to make supplemental allotments to capital investment cost elements. For example, if a project turns out to require 10 percent more money than in the initial bid, this bill allows those projects to move with supplemental moneys from the Project Adjustment Fund, which is what the fund is intended for.

"Safeguards:

- These additional allotments 'shall not be used to increase the scope of the project'.
- The governor has to submit a report to the Legislature that includes all the instances where he has used the Project Adjustment Fund.

"Benefits:

- According to DOT testimony: 'The traveling public will benefit from the timely completion of projects at airports statewide which will require supplemental funding from the Project Adjustment Fund in order to be implemented.'"

The motion was put by the Chair and carried, Conf. Com. Rep. No. 166 was adopted and H.B. No. 1152, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION, AIRPORTS DIVISION, PROJECT ADJUSTMENT FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Kim, Thielen). Noes, none.

Conf. Com. Rep. No. 167 (H.B. No. 997, H.D. 2, S.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 167 be adopted and H.B. No. 997, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kahele.

Senator Kim rose to speak in opposition to the measure as follows:

"Mr. President, I rise in opposition to this measure because it exempts the concessions of the airport from procurement."

Senator Inouye requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Inouye's remarks read as follows:

"**This bill addresses the problem that** contracts for concessions at airports cannot be negotiated by DOT Airport Division, but have to be given to the highest bidder, regardless of 1) Quality of food and services, 2) Management experience, and 3) Hours of operation.

"**Thus, this bill exempts** not only wireless connectivity and advertisement contracts at airports from this bidding

requirement, but expands that exemption to all airport concession contracts, and gives DOT the flexibility to negotiate lease extensions.

“There is precedent for this kind of arrangement. Most mainland airports award terminal concession agreements through a negotiation process; wireless connectivity and advertisement contracts have already been negotiated successfully without the bidding requirement. And, when DOT was allowed to temporarily negotiate amendments to existing concession contracts (through Act 141 Session Laws of 2014), the negotiations resulted in the concessions paying for \$90 million worth of revenue-enhancing improvements.

“There are numerous safeguards in place to ensure a fair contracting process. HRS Section 102-2 of the law was in existence prior to the procurement code. The procurement code, when adopted, did not alter this section of the law. The procurement code did not touch this section of the law because there were ample safeguards already built into the approval process relating to concession-contract awards. These safeguards include that all airport concession agreements must be approved at a Land Board public hearing after public hearing notice before signing. Thus, anyone who feels the concession-award process or agreement is not fair or in the public’s best interest has the right to ask the Land Board to deny approval as requested by the DOT. If so denied, the contract cannot be signed by the DOT. The safeguards also include court appeals to any inappropriate Land Board approvals, not limited to airport concession agreements, such as the current TMT appeal and related court matters.

“This is a good bill supported by the DOT and our Airport Concessions Committee. This bill seeks to ensure a better image and operations of our airport concessions. This change to the law and resulting benefits is long overdue. Hawai’i needs to ensure that our visitors have a positive first and last impression of Hawai’i as they spend time at our public airports.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 167 was adopted and H.B. No. 997, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONCESSIONS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Kim, Rhoads, Riviere, Ruderman, Thielen).

Conf. Com. Rep. No. 183 (H.B. No. 575, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Rhoads, seconded by Senator Thielen and carried, Conf. Com. Rep. No. 183 was adopted and H.B. No. 575, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC LANDS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 189 (H.B. No. 591, H.D. 1, S.D. 2, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 189 be adopted and H.B. No. 591, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Dela Cruz.

Senator Inouye requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Inouye’s remarks read as follows:

“In 2014, we passed Act 200 to help displaced waterfront tenants from the Kapalama Container Terminal site secure

financing to move and build out. This bill simply clarifies the definition of capital infrastructure costs and corrects language discrepancies in the original bill.

“Some of these displaced tenants are being moved to essentially BARE pieces of state-owned land that REQUIRE FULL INFRASTRUCTURE BUILD-OUT including sewers, electrical, roads, parking, and other site improvements. The displaced tenant can ONLY apply this tax credit on CAPITAL SPENDING – for every \$1 of credit they MUST SPEND \$2 on JOB PRODUCING CAPITAL ASSETS.

“This bill encourages the growth of commerce in the State, supports high-skilled, important maritime jobs, and improves State-owned lands upon which the State will ALSO receive significant lease rents.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 189 was adopted and H.B. No. 591, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE CAPITAL INFRASTRUCTURE TAX CREDIT,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Taniguchi).

Conf. Com. Rep. No. 193 (H.B. No. 1488, H.D. 1, S.D. 1, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 193 be adopted and H.B. No. 1488, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Keith-Agaran.

Senator Baker requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker’s remarks read as follows:

“Mr. President, I rise in strong support of H.B. 1488, H.D. 1, S.D. 1, C.D. 1, Relating To Medical Marijuana. This is an omnibus bill which will ensure an adequate supply of medical marijuana is readily available for patients, streamline the implementation of the dispensary program, and strengthen the State’s regulatory framework for the program. Specifically, it creates an alternative sales tracking method in case of primary system failure, provides commonsense rules relating to laboratory testing of medical marijuana, and allows highly skilled individuals to continue working to implement the dispensary system. To ensure qualified patients and their caregivers have an adequate supply of medication, the bill increases the number of plants a patient or caregiver can cultivate, the number of plants grown at a production center, and the number of retail locations for licensees serving rural areas. The measure also makes it possible for those assisting qualified patients with mobility issues to enter a dispensary and assist the patient in obtaining medication. H.B. 1488 expands the list of treatable conditions to include lupus, epilepsy, multiple sclerosis and rheumatoid arthritis. Additionally, the measure extends the existing caregiver program through 2023, and expands access to laboratory testing of medical marijuana for qualified caregivers and patients who cultivate their own medication. Lastly, required video monitoring of dispensary locations will be retained for 50 days for security purposes. Overall, H.B. 1488 will significantly improve qualified patients’ access to medical marijuana, and assist the dispensary operation, and ensure robust oversight of the program.

“Please join me in supporting this measure which will aid in implementing the dispensary program, and ensure that Hawai’i residents are able to access crucial medication.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 193 was adopted and H.B. No. 1488, H.D. 1, S.D. 1,

C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 195 (H.B. No. 115, H.D. 1, S.D. 1, C.D. 1):

Senator Inouye moved that Conf. Com. Rep. No. 195 be adopted and H.B. No. 115, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Galuteria.

Senator Inouye requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Inouye's remarks read as follows:

"This bill addresses so-called roads in limbo and requires ownership of these roads to be transferred to the county, in a county with population of 500,000 or more. Many of these roads abut or are sandwiched between sections of roads owned by the county, and are either in bad shape or maintained by the city, even though the city does not own them. When these properties were developed and deeded to homeowners, such road fragments should have been deeded to the city, but for reasons that are unclear, these title transfers never happened, so now the ownership of these roads are disputed or 'in limbo'. This bill clarifies ownership of these roads as belonging to the county to ensure that they will be properly maintained and issues of responsibility and liability are clarified."

Senator Harimoto rose to speak in opposition to the measure as follows:

"So, the issue of roads in limbo is an age-old one. The ownership of some roads are in dispute between the state and the county, state and private, or county and private. In some cases, the owner is unknown or the owner passed away and there are no records as to who the current owner is. The resulting problem is that many of these roads have fallen into disrepair, are substandard, and perhaps need major work. This bill would require the City and County of Honolulu to accept ownership of all disputed roads on O'ahu. This bill targets only the City and County of Honolulu, although roads in limbo is a problem in all counties. The impact to the City and County of Honolulu is unknown and is likely to cause significant impacts to the city in terms of ongoing maintenance, upgrades, and liability issues. This is an unfunded mandate that may be illegal. A roads-in-limbo report by LRB in 1989 identified 699 such roads; it is likely that the number of disputed roads is much greater today.

"In addition, because this bill broadly defines the term 'disputed roads' as 'a highway, road, alley, street, way, lane, bikeway, bridge, or trail,' the scope and concerns magnify significantly. No one knows how many disputed highways, roads, alleys, streets, ways, lanes, bikeways, bridges, and trails exist. Further, in many cases, a disputed road is really a portion of a road. In many cases, the metes and bounds of such disputed roads must first be determined before ownership can be transferred to the city. If there are no records, it is not clear how the metes and bounds will be determined, and if the current owner is not known, it is unclear how ownership will be transferred to the city.

"Assuming ownership of such roads in limbo brings with it many unknown costs and liabilities, the city administration states that they have no way of assessing such costs and liabilities until all such roads in limbo are identified and conditions determined. To make the required determinations,

the Legislature, through Act 194 last year, established the roads commission. The counties have nominated their respective members and are waiting for the state DOT to call a meeting of the commission. So this bill is clearly premature and will likely result in significant costs to the city. The roads commission should be convened and allowed to do its work as specified in Act 194 before further legislation is enacted."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 195 was adopted and H.B. No. 115, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17; Ayes with Reservations (Espero, Ihara). Noes, 8 (Chang, Dela Cruz, Galuteria, Harimoto, Kahele, Kim, Riviere, Thielen).

At this time, the Chair announced:

"If there are no objections, we'll take a short recess before going to the fiscal calendar to make sure the budget bill was enrolled to the governor."

At 12:38 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:38 p.m.

Conf. Com. Rep. No. 13 (S.B. No. 1073, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Harimoto and carried, Conf. Com. Rep. No. 13 was adopted and S.B. No. 1073, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 14 (S.B. No. 1074, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Harimoto and carried, Conf. Com. Rep. No. 14 was adopted and S.B. No. 1074, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FIFTIETH ANNIVERSARY OF THE HAWAII STATE CAPITOL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Kim). Noes, none.

Conf. Com. Rep. No. 20 (H.B. No. 89, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Green, seconded by Senator Baker and carried, Conf. Com. Rep. No. 20 was adopted and H.B. No. 89, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 24 (H.B. No. 845, H.D. 2, S.D. 2, C.D. 1):

Senator Nishihara moved that Conf. Com. Rep. No. 24 be adopted and H.B. No. 845, H.D. 2, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Keith-Agaran.

Senator Nishihara requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Nishihara's remarks read as follows:

"Colleagues, I stand in strong support of H.B. 845, H.D. 2, S.D. 2, C.D. 1.

"The purpose of this bill is to assist inmates in obtaining the documents and identification cards necessary for successful reentry into society. It requires the Department of Public Safety collaborating with other agencies upon the request of the inmates to issue civil identification cards and assist in obtaining the inmates' birth certificates, social security card and other identification necessary for a successful reentry into society. It also requires PSD to initiate the process of assisting inmates released to work furlough, extended furlough, or community placement programs at least 90 days prior to their release. It also calls for a report prior to each regular session starting with 2019. Many of the advocates for criminal justice reforms, changes in incarceration policy and rehabilitative efforts believe that this will provide for a more successful reintegration back into society. I believe that this is an important piece to allow inmates the opportunity to obtain identification necessary to access services including employment, so I ask for your support in passing this legislation. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 24 was adopted and H.B. No. 845, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IDENTIFICATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 27 (H.B. No. 655, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Rhoads, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 27 was adopted and H.B. No. 655, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ROSE-RINGED PARAKEET," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 36 (H.B. No. 916, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Kahahele and carried, Conf. Com. Rep. No. 36 was adopted and H.B. No. 916, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOAN REPAYMENT FOR HEALTH CARE PROFESSIONALS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 86 (S.B. No. 722, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator English and carried, Conf. Com. Rep. No. 86 was adopted and S.B. No. 722, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EFFICIENCY MEASURES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 94 (S.B. No. 545, S.D. 2, H.D. 1, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 94 be adopted and S.B. No. 545, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Wakai.

Senator English requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator English's remarks read as follows:

"Mr. President, I rise in strong support of this measure, which appropriates funds to create a temporary commission for the thirteenth Festival of Pacific Arts in 2020. The commission will plan for the historic event to be held in Honolulu from June 11 to June 27, 2020, and cease to exist on June 30, 2021.

"Since its founding in 1972, the festival has been held every four years. Finally, Hawai'i has been selected to host the Festival. It is the largest gathering in which Pacific peoples from 27 Pacific Island nations and territories share and exchange their creative ideas and cultures.

"Visitors from around the world come to the festival to appreciate the work of artists, performers and cultural practitioners from different nations in Oceania. The gathering creates a global market for art, ideas and indigenous products. The Festival is a great opportunity for Hawai'i to showcase authentic creations by the native peoples of these islands.

"As tourism remains a vital industry in Hawai'i, venues such as the Festival of Pacific Arts provides a unique avenue for marketing the diversity we have to offer to the world.

"More importantly, this is an indigenous festival for and by the peoples of the Pacific. We do this for ourselves to celebrate ourselves."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 94 was adopted and S.B. No. 545, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FESTIVAL OF PACIFIC ARTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 97 (S.B. No. 1286, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Kidani, seconded by Senator Baker and carried, Conf. Com. Rep. No. 97 was adopted and S.B. No. 1286, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE TRADE, VOCATIONAL, AND TECHNICAL SCHOOLS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 98 (S.B. No. 911, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator Dela Cruz and carried, Conf. Com. Rep. No. 98 was adopted and S.B. No. 911, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 101 (S.B. No. 559, S.D. 1, H.D. 2, C.D. 1):

Senator Gabbard moved that Conf. Com. Rep. No. 101 be adopted and S.B. No. 559, S.D. 1, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Kim.

Senator English requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator English's remarks read as follows:

"I stand in strong support of this measure, which funds the creation of the Hawai'i climate change mitigation and adaptation commission. It shall provide policy direction, facilitation, coordination and planning among state and county agencies, federal agencies and other appropriate partners. The establishment of the commission signifies the State's commitment to combating climate change and aligns the State with the principles and contributions achieved with the Paris Agreement. The agreement was adopted by 195 countries on December 12, 2015, and will go into effect in the year 2020. It looks to lessen greenhouse emissions worldwide by addressing greenhouse gas emissions mitigation, adaptation, and finance objectives.

"The effects of climate change are real, as seen primarily with sea level rise in the Pacific. As a State, we must find ways to combat greenhouse emissions, as we grapple with the disastrous effects of climate change in our own environment. The Federal Administration has begun a campaign to diminish the effects of climate change and proclaim its non-existence based upon innuendos and non-scientific fact.

"This measure aims to dispel the Federal Administrations' mission and provide the State with a guide to planning and statewide implementation using the latest scientific analysis and risk assessment to monitor and forecast climate change impacts at the regional, state and local level.

"At its core, the commission shall focus on and develop sea level rise vulnerability and adaptation reports, which is profoundly critical to life in the Pacific."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 101 was adopted and S.B. No. 559, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 103 (S.B. No. 935, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 103 was adopted and S.B. No. 935, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STAFF OF THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 110 (S.B. No. 207, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 110 was adopted and S.B. No. 207, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 112 (H.B. No. 478, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 112 was adopted and H.B. No. 478, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having

been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 113 (H.B. No. 1436, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator Dela Cruz and carried, Conf. Com. Rep. No. 113 was adopted and H.B. No. 1436, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AWARDED FEDERAL EMERGENCY MANAGEMENT AGENCY HAZARD MITIGATION GRANT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 114 (H.B. No. 942, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Nishihara and carried, Conf. Com. Rep. No. 114 was adopted and H.B. No. 942, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FILIPINO VETERANS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 115 (H.B. No. 1420, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Dela Cruz and carried, Conf. Com. Rep. No. 115 was adopted and H.B. No. 1420, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FILIPINO VETERANS BURIAL ASSISTANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 117 (H.B. No. 144, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 117 was adopted and H.B. No. 144, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MITIGATION OF HAZARDOUS SITUATIONS STATEWIDE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 119 (H.B. No. 1414, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator English and carried, Conf. Com. Rep. No. 119 was adopted and H.B. No. 1414, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 132 (H.B. No. 186, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Riviere and carried, Conf. Com. Rep. No. 132 was adopted and H.B. No. 186, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COFFEE BERRY BORER BEETLE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 133 (H.B. No. 571, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kahele, seconded by Senator Thielen and carried, Conf. Com. Rep. No. 133 was adopted and H.B. No. 571, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 136 (H.B. No. 143, S.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator Dela Cruz and carried, Conf. Com. Rep. No. 136 was adopted and H.B. No. 143, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 139 (H.B. No. 1382, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Wakai and carried, Conf. Com. Rep. No. 139 was adopted and H.B. No. 1382, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 141 (H.B. No. 1578, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Wakai, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 141 was adopted and H.B. No. 1578, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 144 (H.B. No. 957, H.D. 1, S.D. 2, C.D. 1):

Senator Kidani moved that Conf. Com. Rep. No. 144 be adopted and H.B. No. 957, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Inouye.

Senator Kidani requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Kidani's remarks read as follows:

"Mr. President, I rise in support of S.B. 957. We are all aware that the 'cool the schools' initiative put forward by the Governor last year has taken much longer to implement than had been anticipated.

"While some progress is being made, much remains to be done, and this bill aims to provide additional resources to the DOE to keep things moving.

"It does so by authorizing some \$46 million in funds from the Hawaii Green Infrastructure Authority – the so-called GEMS fund – to be available in the form of loans to the DOE.

"These funds have been sitting unused in the GEMS fund for several years. S.B. 957 would put the money to productive use by subsidizing installation costs for energy efficient lighting and other energy efficiency measures related to heat abatement.

"The loans would be repaid with the *savings* from current energy expenditures – a creative use of this funding to help create more comfortable classroom environments that are more conducive to teaching and learning.

"I urge your support for S.B. 957 on behalf of our public school students and teachers. Thank you, Mr. President."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 144 was adopted and H.B. No. 957, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEAT ABATEMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 146 (H.B. No. 335, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Shimabukuro, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 146 was adopted and H.B. No. 335, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 151 (S.B. No. 917, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 151 was adopted and S.B. No. 917, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 152 (S.B. No. 923, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 152 was adopted and S.B. No. 923, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 157 (S.B. No. 808, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Rhoads, seconded by Senator Thielen and carried, Conf. Com. Rep. No. 157 was adopted and S.B. No. 808, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ASSOCIATION OF CONSERVATION DISTRICTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 159 (S.B. No. 914, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 159 was adopted and S.B. No. 914, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 160 (S.B. No. 915, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 160 was adopted and S.B. No. 915, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 162 (H.B. No. 110, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 162 was adopted and H.B. No. 110, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 168 (H.B. No. 1231, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kidani, seconded by Senator Harimoto and carried, Conf. Com. Rep. No. 168 was adopted and H.B. No. 1231, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 169 (H.B. No. 937, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kidani, seconded by Senator Shimabukuro and carried, Conf. Com. Rep. No. 169 was adopted and H.B. No. 937, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 175 (H.B. No. 1022, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 175 was adopted and H.B. No. 1022, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 176 (S.B. No. 918, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 176 was adopted and S.B. No. 918, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 177 (S.B. No. 919, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 177 was adopted and S.B. No. 919, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 178 (S.B. No. 926, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Keith-Agaran, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 178 was adopted and S.B. No. 926, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 179 (S.B. No. 26, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Kim and carried, Conf. Com. Rep. No. 179 was adopted and S.B. No. 26, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE OFFICE OF THE PROSECUTING ATTORNEY FOR HAWAII COUNTY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 180 (S.B. No. 491, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Kim and carried, Conf. Com. Rep. No. 180 was adopted and S.B. No. 491, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE CITY AND COUNTY OF HONOLULU," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 181 (H.B. No. 839, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Rhoads, seconded by Senator Thielen and carried, Conf. Com. Rep. No. 181 was adopted and H.B. No. 839, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 182 (H.B. No. 637, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Nishihara, seconded by Senator Kim and carried, Conf. Com. Rep. No. 182 was adopted and H.B. No. 637, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 184 (H.B. No. 794, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Kahele, seconded by Senator Inouye and carried, Conf. Com. Rep. No. 184 was adopted and H.B. No. 794, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY AT THE UNIVERSITY OF HAWAII," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 83 (S.B. No. 102, H.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator English and carried, Conf. Com. Rep. No. 83 was adopted and S.B. No. 102, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FEDERAL FUNDING POLICY STUDY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 108 (S.B. No. 469, S.D. 2, H.D. 1, C.D. 1):

Senator Keith-Agaran moved that Conf. Com. Rep. No. 108 be adopted and S.B. No. 469, S.D. 2, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Tokuda.

Senator Chang rose to speak in support of the measure with reservations as follows:

"One of the most noxious things we're being asked to do today, in my opinion, is to accept the House position to defund the civil legal services budget in this bill. Last year, the Legislature passed H.B. 2121 to fund civil legal services in the amount of \$750,000, and the two prior years before that, the Legislature budgeted \$600,000. Other than during the recession, the state has consistently funded civil legal services, marking 2017 as a striking aberration. Civil legal services funding goes to nonprofit organizations like Legal Aid Society and Volunteer Legal Services of Hawai'i. Their clients are society's most vulnerable. They help homeless people get their Social Security or other benefits that can get them off the streets. They help domestic abuse victims secure custody of their children. They help veterans avoid foreclosure or eviction from their homes. These are the people on whose backs we're going to balance the budget? Amazing.

"You know who else thinks that's a good idea? Donald Trump. He proposed to zero out funding for the Legal Services Corporation, the federal equivalent. When civil legal services are already facing the potential loss of federal funding, state level support becomes even more important. And instead of stepping up to protect our neediest constituents, we're leaving them in an even deeper hole. I just wish there was something we could do today. Thank you, Mr. President."

Senator Thielen rose to speak in support of the measure with reservations as follows:

"My reservations are the same as those expressed by the prior senator from Hawai'i Kai, and it's perplexing to me – the House position on this – because there are so many alumni of the civil legal services that are in that chamber. They should know better; we should know better, and it's been hard to support some of the fiscal bills that we do have on our agenda, thinking that those monies could be far better served and utilized with the civil legal services contracts that we have funded in this state. It is going to be a devastating hit for many of our people. We also are going to be facing federal restrictions as well, and that's going to impact a lot of lives here very

negatively. So, for those reasons, I have reservations about this bill."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 108 was adopted and S.B. No. 469, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Chang, Kahele, Ruderman, Thielen). Noes, none.

Conf. Com. Rep. No. 111 (H.B. No. 50, H.D. 3, S.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 111 was adopted and H.B. No. 50, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPRAISAL MANAGEMENT COMPANIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 12:43 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:22 p.m.

Conf. Com. Rep. No. 120 (H.B. No. 523, S.D. 1, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Kim and carried, Conf. Com. Rep. No. 120 was adopted and H.B. No. 523, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 125 (H.B. No. 453, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Harimoto and carried, Conf. Com. Rep. No. 125 was adopted and H.B. No. 453, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 127 (H.B. No. 83, H.D. 1, S.D. 2, C.D. 1):

Senator Green moved that Conf. Com. Rep. No. 127 be adopted and H.B. No. 83, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Keith-Agaran.

Senator Harimoto rose to speak in opposition to the measure as follows:

"Homelessness is a serious concern, so I appreciate all the attention this matter is given by this body. After decades of inaction and finger-pointing, the state, counties, private providers, and faith organizations are finally working together and coordinating efforts and resources. The federal government, through the U.S. Interagency Council on Homelessness, has for years determined a set of best practices, and the combined experiences of many cities across the country have confirmed these are indeed best practices. Cities across the country are having much success with solutions such as Housing First and supportive housing.

"Safe zones are not among these recognized best practices. To the contrary, experience has shown that safe zones do not work. We should not spend our limited resources on a perceived quick fix that has proven not to be best practice. Indeed, the

goal of safe zones is to quickly get homeless persons out of sight and thus solve the problem. It is very likely that this quick fix will create a myriad of other problems, and we will end up spending more resources to manage and resolve these issues. This will divert limited resources from true solutions to homelessness, best-practice solutions, to addressing problems created by safe zones. Directing the Hawaii Interagency Council on Homelessness to develop recommendations to establish safe zones, as this bill does, is good-intentioned but perhaps misguided. We should learn from others and follow national best practices. Thank you.”

Senator Green rose to speak in support of the measure as follows:

“I really appreciate the comments from the good senator from Pearl City, who I almost always agree with. In this case, I disagree with him. I don’t think safe zones are the answer. In fact, I, of course, support Housing First wholeheartedly and as the best solution, but I do think that, when you dig down deep into the issue for chronic homelessness, you find that those who are suffering the greatest end up utilizing an incredible share of our state’s resources, and applying a very modest safe zone model – if the working group does determine that it can be done efficiently – would probably save us a lot of resources. This is just my feeling, but I look forward to the working group finding, and I would agree we shouldn’t invest significant resources until we know that it can help us. Thank you.”

Senator Espero rose to speak in support of the measure as follows:

“Colleagues, if you think of what is a safe zone, a safe zone is a place where homeless people can go where they’re not going to be hassled, where they feel secure, and where they feel safe. One can argue that IHS is a safe zone. One can argue that the Next Step Shelter in Kaka’ako is a safe zone. If you look at this bill, it says ‘recommendations of potential sites to be designated as safe zones ... the type of facilities or dwelling units permitted within a safe zone,’ so it could have a structure. It could have a building; it could have tents or other facilities.

“If we don’t do this, we’re just going to continue to have the homeless in Capitol grounds, by our veteran memorial, sidewalks, parks, along the canal – in other words, the status quo for the last 30 or 40 years from when I go back working for Mayor Frank Fasi. This is an issue that should be considered because what we are doing now is not enough and we need to look at every option and, again, a safe zone is not necessarily a tent in a park. It’s about a place where the homeless can go where they won’t be bothered, where they won’t be hassled, and where they can get the services. If we attach services to a safe zone, it works. If we attach funding to a safe zone, it works. If we get the churches and nonprofits involved in a safe zone, it will work. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 127 was adopted and H.B. No. 83, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOMELESSNESS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Kim). Noes, 1 (Harimoto).

Conf. Com. Rep. No. 128 (H.B. No. 615, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Green, seconded by Senator Ihara and carried, Conf. Com. Rep. No. 128 was adopted and H.B. No. 615, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HEALTHY AGING PARTNERSHIP PROGRAM,” having been read throughout,

passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 129 (H.B. No. 607, H.D. 1, S.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 129 be adopted and H.B. No. 607, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Green.

Senator Baker requested that remarks in strong support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker’s remarks read as follows:

“Mr. President, I rise in strong support of H.B. 607, C.D. 1, Relating to Kupuna Care. This measure allows the Executive Office on Aging to establish the Kupuna Caregivers Program, which will assist family members caring for elders to remain in the workforce by providing additional, needed services to the elderly. The Kupuna Caucus and others have worked diligently to create the framework for this important program. I especially would like to thank Dr. Lawrence Nitz, Economics and Political Science Professor at UH Mānoa for all his help in perfecting this concept for many years. Kupuna Caregivers works hand in hand with Kupuna Care, a well-established program of supports for kūpuna in our community.

“Caring for elderly family members can place an enormous strain on caregivers – taking time, money, and resources that may already be in limited supply. Caregivers may be faced with a choice between leaving their job to provide necessary care or staying in the workforce but taking sick leave, vacation time and essentially burning the candle at both ends to be available to help a frail loved one. Long-term care facilities are costly and not always the best option for aging members of the community, who want age in place at home.

“The Kupuna Caregiver Program would provide families up to \$70 a day for qualified Kupuna Care support services, such as adult day care, assisted transportation, chore services, home-delivered meals, and personal care. These funds would allow caregivers who would otherwise need to leave the workplace to care for an elderly loved one to stay in the workplace while their loved one receives help from senior serving agency personnel.

“This program will help not just our kūpuna, but also their caregivers, giving them much-needed support and assistance and reducing some of the stress of caring for elderly family members. Allowing the elderly to receive care outside of a long-term care facility will give them greater autonomy and a better quality of life in their preferred setting. Mahalo.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 129 was adopted and H.B. No. 607, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO KUPUNA CARE,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 145 (H.B. No. 375, H.D. 1, S.D. 1, C.D. 1):

Senator Tokuda moved that Conf. Com. Rep. No. 145 be adopted and H.B. No. 375, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator English.

Senator Riviere rose to speak in support of the measure as follows:

"I support this measure because it's attempting to address some of the issues with homelessness, especially in the visitor areas. I appreciate that it encourages a match from the tourism industry, the hoteliers. What I would like to point out and make people cognizant of is that it does not have any direction for them, so I'm a little curious as to how the money is to be used. And also, I would hope that the hoteliers and whoever is using this money will adequately account for it and report back to us next year to see how successfully the money has been invested. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 145 was adopted and H.B. No. 375, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 155 (S.B. No. 1148, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Rhoads, seconded by Senator Nishihara and carried, Conf. Com. Rep. No. 155 was adopted and S.B. No. 1148, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 172 (H.B. No. 116, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kidani, seconded by Senator Rhoads and carried, Conf. Com. Rep. No. 172 was adopted and H.B. No. 116, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Taniguchi). Noes, none.

Conf. Com. Rep. No. 173 (H.B. No. 1325, H.D. 1, S.D. 1, C.D. 1):

Senator Gabbard moved that Conf. Com. Rep. No. 173 be adopted and H.B. No. 1325, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator English.

Senator Ruderman rose to speak in support of the measure as follows:

"Thank you, Mr. President. I just want to briefly acknowledge the work that Representative Clift Tsuji did on this, in this bill and this subject, and it's called the Clift Tsuji Act. I just want to commend all the people who continued his efforts to make this happen. Thank you."

Senator Kahele requested that the remarks of the previous speaker be entered into the Journal as his own, and the Chair so ordered (by reference only).

The motion was put by the Chair and carried, Conf. Com. Rep. No. 173 was adopted and H.B. No. 1325, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BIOSECURITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 185 (H.B. No. 847, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kahele, seconded by Senator Wakai and carried, Conf. Com. Rep. No. 185 was adopted and H.B. No. 847, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII RESEARCH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Ihara). Noes, none.

Conf. Com. Rep. No. 186 (H.B. No. 627, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Wakai, seconded by Senator Kahele and carried, Conf. Com. Rep. No. 186 was adopted and H.B. No. 627, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC-PRIVATE PARTNERSHIPS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Chang, Harimoto, Kim). Noes, 2 (Riviere, Taniguchi).

Conf. Com. Rep. No. 194 (H.B. No. 1469, H.D. 1, S.D. 2, C.D. 1):

The Chair announced:

"As we had a spirited discussion in our caucus on this measure, the House has requested that it is very clear that the Senate is recommending that this bill be recommitted. I want to be very clear that the concerns were raised in our caucus, and I recommend that we recommit House Bill 1469, Conference Draft 1, if there are no objections."

By unanimous consent, Conf. Com. Rep. No. 194 and H.B. No. 1469, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," were recommitted to the Committee on Conference.

MISCELLANEOUS COMMUNICATION

The following communication (Misc. Com. No. 5) was read by the Clerk and was placed on file:

Misc. Com. No. 5, from the Honorable Ronald D. Kouchi, President of the Senate, and the Honorable Joseph M. Souki, Speaker of the House of Representatives, dated April 28, 2017, transmitting a Legislative Communication extending the filing deadline for the conference committee report and conference draft for H.B. No. 115, H.D. 1, S.D. 1, C.D. 1, from 11:30 p.m. to midnight.

At this time, Senator Thielen rose to speak on a point of personal privilege as follows:

"Thank you. On our session on April 28, 2017, I inadvertently omitted to request permission to insert remarks in the Journal, so I'd like to request now, if I may have remarks inserted into the Journal on G.M. 703 for the session of April 28, 2017?"

The Chair having so ordered, Senator Thielen's additional remarks on Gov. Msg. No. 703 were entered into the Journal of the Fifty-Eighth Day.

Senator Taniguchi noted that 2017 marked the twentieth anniversary of the Hawai'i-Hiroshima sister-state relationship, and that a delegation would be traveling to Hiroshima in October, and invited the members to an informational meeting the following day at 10:30 a.m. in Conference Room 224.

Senator Nishihara announced that the Senate Committee on Public Safety, Intergovernmental, and Military Affairs and the House Committee on Veterans, Military, and International

Affairs, and Culture and the Arts would be holding a joint informational briefing the following morning at 9:00 a.m. in Conference Room 325 to discuss issues related to North Korea.

The Chair shared that Admiral Harry Harris would unfortunately not be at the briefing, and noted that the response from the Admiral's office was that he stood by his previous remarks to Congress that were widely reported on by local and national news media.

ADJOURNMENT

At 1:36 p.m., on motion by Senator Espero, seconded by Senator English and carried, the Senate adjourned until 12:00 p.m., Thursday, May 4, 2017.

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CONFERENCE COMMITTEE REP. NO. **135**

Honolulu, Hawaii
April 28, 2017

RE: H.B. No. 100
H.D. 1
S.D. 1
C.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sirs:


Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 100, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE STATE BUDGET,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

PART I. OVERVIEW

Your Committee on Conference has approved a Conference Draft of the executive budget that reduces the operating budget request submitted by the Administration. The Conference Draft appropriates \$408,279,449 in all funds, inclusive of \$211,883,004 in general funds, for fiscal year 2017-2018 and appropriates an additional \$606,570,295 in all funds, inclusive of \$385,025,333 in general funds, for fiscal year 2018-2019.

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The following table displays the net change to the Administration's budget request as a result of the Conference Draft amendments:

	Fiscal Year 2017-2018		Fiscal Year 2018-2019	
	All Funds	Gen. Funds	All Funds	Gen. Funds
Executive Request, as amended per Governor's Messages	\$458,337,625	\$252,025,122	\$675,599,421	\$490,218,824
Conference Draft Change To Executive Request	(\$50,058,176)	(\$40,142,118)	(\$69,029,126)	(\$105,193,491)


The net change of the Conference Draft results in an executive budget for fiscal biennium 2017-2019 as follows:

	Fiscal Year 2017-2018		Fiscal Year 2018-2019	
	All Funds	Gen. Funds	All Funds	Gen. Funds
Executive Budget Act 124, SLH 2016	\$13,702,289,565	\$7,036,572,289	\$13,702,289,565	\$7,036,572,289
Net Change Of Conference Draft	\$408,279,449	\$211,883,004	\$606,570,295	\$385,025,333
Total Appropriation	\$14,110,569,014	\$7,248,455,293	\$14,308,859,860	\$7,421,597,622

PART II. OPERATING BUDGET

Agriculture

The Administration's request was to add \$6,407,047 in general funds and \$2,666,977 in non-general funds for fiscal year 2017-2018

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and reduce \$985,133 in general funds and add \$1,099,450 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Agriculture's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$1,821,083 in general funds and \$572,053 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$176,529 in general funds and adding \$490,699 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$1,500,000 in general funds for fiscal year 2017-2018 for the Agricultural Loan Revolving Fund;
- (2) Adding 2.00 permanent positions and \$226,134 for fiscal year 2017-2018 and 3.00 positions and \$200,000 for fiscal year 2018-2019 in general funds for the Agricultural Food Safety Certification Program;
- (3) Adding 1.00 permanent position and \$115,772 in general funds for each fiscal year for the Industrial Hemp Pilot Program;
- (4) Adding 3.00 permanent positions and \$79,236 for fiscal year 2017-2018 and \$158,472 for fiscal year 2018-2019 in general funds for pesticides compliance; and
- (5) Adding \$750,000 in general funds for each fiscal year, non-recurring after fiscal year 2018-2019, for pesticide regulation expenses and studies.

Accounting and General Services

The Administration's request was to add \$125,438 in general funds and reduce \$14,809,085 in non-general funds for fiscal year 2017-2018 and reduce \$130,829 in general funds and \$19,034,085 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Accounting and General Services' appropriation as follows:

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- (1) For fiscal year 2017-2018, by reducing \$4,216,030 in general funds and \$14,941,251 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$4,051,133 in general funds and \$22,741,251 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding 1.00 permanent position and \$39,000 for fiscal year 2017-2018 and \$77,000 for fiscal year 2018-2019 in general funds for contract audits;
- (2) Adding \$3,175,000 in general funds for each fiscal year for carrier circuit and collocation costs;
- (3) Adding \$7,800,000 in special funds for fiscal year 2017-2018 for enhanced 911 board computer aided dispatch software upgrades; and
- (4) Changing means of financing for 5.00 permanent positions and \$505,585 from trust funds to general funds for each fiscal year for the Campaign Spending Commission.

Attorney General

The Administration's request was to add \$2,691,320 in general funds and \$3,225,998 in non-general funds for fiscal year 2017-2018 and \$2,641,320 in general funds and \$3,191,474 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of the Attorney General's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$4,554,256 in general funds and \$3,170,721 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$885,744 in general funds and adding \$2,995,197 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$5,000,000 in general funds for fiscal year 2017-2018 for the Litigation Fund; and

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- (2) Adding \$70,000 in special funds for each fiscal year for the maintenance of internet based registration systems and charity registration databases.

Business, Economic Development, and Tourism

The Administration's request was to add \$3,581,055 in general funds and reduce \$58,568,838 in non-general funds for fiscal year 2017-2018 and reduce \$1,257,489 in general funds and \$114,362,838 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Business, Economic Development, and Tourism's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$2,257,871 in general funds and reducing \$71,798,303 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$3,285,041 in general funds and \$71,254,303 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding 1.00 permanent position and \$25,386 for fiscal year 2017-2018 and \$50,772 for fiscal year 2018-2019 in general funds for compliance with decisions and orders of the Land Use Commission;
- (2) Adding \$250,000 in general funds for fiscal year 2017-2018 for a feasibility and benefits study for establishing a small satellite launch and processing facility in the State;
- (3) Adding \$200,000 in general funds for fiscal year 2017-2018 for a market assessment and feasibility study for the development of a basalt fiber manufacturing plant in Hawaii;
- (4) Adding 1.00 permanent position and \$28,584 for fiscal year 2017-2018 and \$57,168 for fiscal year 2018-2019 in general funds for economic research;
- (5) Adding \$1,000,000 in general funds for fiscal year 2017-2018 for the Exceleator Program;

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- (6) Adding \$1,000,000 in general funds for fiscal year 2017-2018 for the Manufacturing Grant Program;
- (7) Adding \$1,000,000 in general funds for fiscal year 2017-2018 for the Small Business Innovation Research program; and
- (8) Adding 1.00 temporary position and \$27,618 for fiscal year 2017-2018 and \$55,236 for fiscal year 2018-2019 in general funds for the Special Action Team on Affordable Rental Housing.

Budget and Finance

The Administration's request was to add \$14,473,467 in general funds and reduce \$3,554,111 in non-general funds for fiscal year 2017-2018 and add \$237,814,627 in general funds and reduce \$6,722,045 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Budget and Finance's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$22,559,283 in general funds and reducing \$5,497,574 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$245,877,127 in general funds and reducing \$6,639,018 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$34,625,428 for fiscal year 2017-2018 and \$70,673,178 for fiscal year 2018-2019 in general funds for additional retirement benefit payments funding for the State to reflect phase-in of employer contribution rate increases;
- (2) Adding 1.00 permanent position and \$28,116 for fiscal year 2017-2018 and \$51,432 for fiscal year 2018-2019 in general funds for the Administrative and Research Office's information and technology staff;
- (3) Adding \$9,700,000 in general funds for each fiscal year for statewide centralized vacation payout;

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- (4) Adding \$238,200 for fiscal year 2017-2018 and \$13,200 for fiscal year 2018-2019 in other funds for personally identifiable information protection;
- (5) Adding 3.00 permanent positions and \$445,768 in general funds for each fiscal year for the Community Court Outreach Project; and
- (6) Adding \$30,637,298 in general funds for fiscal year 2017-2018 for severance pay and social security and Medicare payments for employees to be separated from state employment due to the upcoming transfer of the Hawaii Health Systems Corporation's Maui Region to Kaiser Permanente management.

Commerce and Consumer Affairs

The Administration's request was to add \$7,577,865 in non-general funds for fiscal year 2017-2018 and \$6,007,392 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Commerce and Consumer Affairs' appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$3,697,257 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$3,147,780 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding 1.00 temporary position and \$51,000 for fiscal year 2017-2018 and \$84,000 for fiscal year 2018-2019 in trust funds for condominium education; and
- (2) Adding \$200,000 in special funds for fiscal year 2017-2018 for consultant services and training.

Defense

The Administration's request was to reduce \$1,035,255 in general funds and \$1,583,563 in non-general funds for fiscal year

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2017-2018 and \$1,557,728 in general funds and \$1,503,563 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Defense's appropriation as follows:

- (1) For fiscal year 2017-2018, by reducing \$749,615 in general funds and adding \$415,537 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$1,877,614 in general funds and \$1,343,563 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$90,000 in general funds for each fiscal year for State Active Duty continuing operations;
- (2) Adding 1.00 permanent position and \$50,772 in general funds for each fiscal year for a Veteran Services Counselor;
- (3) Adding \$325,000 in general funds for fiscal year 2017-2018 for a Diamond Head Sewer Lift Station Emergency Generator;
- (4) Adding \$768,000 in general funds for fiscal year 2017-2018 for tree trimming and removal services at Hawaii State Veterans Cemetery; and
- (5) Adding 1.00 permanent positions and \$27,556 for fiscal year 2017-2018 and \$54,112 for fiscal year 2018-2019 in general funds for heating, ventilation, and air conditioning maintenance.

Education

Regular Education

The Administration's request was to add \$64,287,540 in general funds and \$2,867,548 in non-general funds for fiscal year 2017-2018 and \$65,848,291 in general funds and \$2,867,548 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Education's appropriation as follows:

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- (1) For fiscal year 2017-2018, by adding \$55,120,221 in general funds and \$6,606,548 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$50,192,377 in general funds and \$3,806,548 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$1,000,000 in general funds for each fiscal year for the Early College High School Initiative;
- (2) Adding \$2,027,645 in general funds for fiscal year 2017-2018 for the Office of Hawaiian Education;
- (3) Adding \$2,800,000 in general funds and \$2,800,000 in federal funds for fiscal year 2017-2018 for the Hawaii Keiki Healthy and Ready to Learn Program;
- (3) Adding 15.00 permanent positions and \$703,980 in general funds for each fiscal year for Homeless Concerns Liaisons;
- (4) Adding 6.00 permanent positions and \$135,216 for fiscal year 2017-2018 and \$270,432 for fiscal year 2018-2019 in general funds for the Worker's Compensation Program;
- (5) Adding \$293,557 in general funds for fiscal year 2017-2018 for the Office of Community Engagement;
- (6) Adding \$670,000 in general funds for fiscal year 2017-2018 for Alternative Teacher Route Programs;
- (7) Adding 15.00 permanent positions and \$779,310 for fiscal year 2017-2018 and \$1,434,885 for fiscal year 2018-2019 in general funds for Title IX and Civil Rights Compliance Capacity;
- (8) Adding \$100,000 in general funds for fiscal year 2017-2018 for athletic travel to and from Molokai and Hana;
- (9) Adding \$800,000 in general funds for each fiscal year for environmental health services;
- (10) Adding 4.00 permanent positions and \$1,755,525 for fiscal year 2017-2018 and \$3,711,835 for fiscal year 2018-2019 in

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general funds for statewide student transportation services; and

- (11) Adding \$1,500,000 in general funds for each fiscal year for utilities.

Hawaii State Public Library System

The Administration's request was to add \$1,295,169 in general funds for fiscal year 2017-2018 and add \$1,480,317 in general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Hawaii State Libraries' appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$1,664,613 in general funds; and
- (2) For fiscal year 2018-2019, by adding \$1,215,205 in general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding 3.00 permanent positions and \$50,592 for fiscal year 2017-2018 and \$101,184 for fiscal year 2018-2019 in general funds for Nanakuli Public Library; and
- (2) Adding \$500,000 in general funds for fiscal year 2017-2018 for the repair and maintenance backlog for public libraries statewide.

Charter Schools

The Administration's request was to add \$11,336,693 in general funds and \$303,150 in federal funds for fiscal year 2017-2018 and add \$11,419,807 in general funds and \$303,150 in federal funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Charter Schools' appropriation as follows:

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(1) For fiscal year 2017-2018, by adding \$10,813,540 in general funds and \$303,150 in federal funds; and

(2) For fiscal year 2018-2019, by adding \$11,684,877 in general funds and \$303,150 in federal funds.

The Conference Draft of the executive budget includes the following major adjustment:

(1) Adding \$9,797,069 for fiscal year 2017-2018 and \$10,668,406 for fiscal year 2018-2019 in general funds for per pupil adjustment.

Early Learning Program

The Administration's request was to add \$89,486 in general funds for fiscal year 2017-2018 and add \$118,070 in general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Early Learning Program's appropriation as follows:

(1) For fiscal year 2017-2018, by adding \$230,414 in general funds; and

(2) For fiscal year 2018-2019, by adding \$679,152 in general funds.


The Conference Draft of the executive budget includes the following major adjustments:

(1) Adding 2.00 permanent positions and \$53,733 for fiscal year 2017-2018 and \$82,317 for fiscal year 2018-2019 in general funds for the Executive Office on Early Learning; and

(2) Adding \$136,688 for fiscal year 2017-2018 and 10.00 permanent positions and \$556,842 for fiscal year 2018-2019 in general funds for the Pre-Kindergarten and Induction Program.

Governor

The Administration's request was to add \$184,035 in general funds for fiscal year 2017-2018 and \$184,035 in general funds for fiscal year 2018-2019.

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The Conference Draft of the executive budget adjusts the Office of the Governor's appropriation as follows:

(1) For fiscal year 2017-2018, by reducing \$354,070 in general funds; and

(2) For fiscal year 2018-2019, by reducing \$354,070 in general funds.

The Conference Draft of the executive budget includes the following major adjustment:

(1) Adding \$117,167 in general funds for each fiscal year for membership fees for national and regional chief executive organizations.

Hawaiian Home Lands

The Administration's request was to add \$1,195,390 in general funds and reduce \$31,484,159 in non-general funds for fiscal year 2017-2018 and to add \$1,195,390 in general funds and reduce \$31,484,159 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Hawaiian Home Lands' appropriation as follows:

(1) For fiscal year 2017-2018, by adding \$1,195,390 in general funds and reducing \$5,743,625 in non-general funds; and


(2) For fiscal year 2018-2019, by adding \$1,195,390 in general funds and reducing \$5,743,625 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustment:

(1) Adding \$6,865,887 in general funds for each fiscal year for fringe benefit funding for the Department of Hawaiian Home Lands' general funded positions.

Health

The Administration's request was to add \$22,123,885 in general funds and \$52,363,112 in non-general funds for fiscal year 2017-2018

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and \$25,041,849 in general funds and \$8,296,893 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Health's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$21,608,232 in general funds and \$52,473,444 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$15,442,557 in general funds and \$8,407,225 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$1,300,000 for fiscal year 2017-2018 and \$500,000 for fiscal year 2018-2019 in general funds for outreach and counseling services for homeless individuals and families with serious and persistent mental health challenges or severe substance abuse disorders;
- (2) Adding \$300,000 in general funds for each fiscal year for clean and sober housing for chronically homeless individuals with severe substance use disorders;
- (3) Adding \$1,340,000 for fiscal year 2017-2018 and \$1,613,000 for fiscal year 2018-2019 in general funds for purchase of service contracts for Child and Adolescent Mental Health;
- (4) Adding \$2,754,980 for fiscal year 2017-2018 and \$7,118,914 for fiscal year 2018-2019 in general funds for rebased provider payment rates;
- (5) Adding \$3,000,000 in general funds for each fiscal year for maintenance of effort for the maternal infant early childhood home visiting grant;
- (6) Adding \$6,507,305 in general funds for each fiscal year for base budget funding for Chronic Disease Prevention and Health Promotion Administration, Primary Prevention, and Chronic Disease Management per funding in Act 118, SLH 2015;
- (7) Adding 6.00 permanent positions and \$422,540 in general funds for each fiscal year for vector control;

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- (8) Adding \$500,000 in general funds for each fiscal year to address Rat Lungworm Disease;
- (9) Adding \$799,833 in general funds for fiscal year 2017-2018 for statewide emergency ambulance services;
- (10) Adding \$4,145,695 in general funds for fiscal year 2017-2018 for Kupuna Care; and
- (11) Adding \$1,700,000 in general funds for fiscal year 2017-2018 for the Aging and Disability Resource Center.

Hawaii Health Systems Corporation

The Administration's request was to add \$44,409,003 in general funds and \$23,459,087 in special funds for fiscal year 2017-2018 and \$28,029,003 in general funds and \$23,459,087 in special funds for fiscal year 2018-2019.


The Conference Draft of the executive budget adjusts the Hawaii Health Systems Corporation's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$28,681,003 in general funds and \$23,459,087 in special funds; and
- (2) For fiscal year 2018-2019, by reducing \$9,938,997 in general funds and adding \$23,459,087 in special funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$36,486,000 for fiscal year 2017-2018 and \$34,686,000 for fiscal year 2018-2019 in general funds for operations subsidy;
- (2) Adding \$3,000,000 in general funds for fiscal year 2017-2018 for Hawaii Health Systems Corporation - Regions or Maui Health System, a Kaiser Foundation Hospitals LLC; and
- (3) Adding \$33,420,000 in general funds for fiscal year 2017-2018 for operations subsidy.

Human Resources Development

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The Administration's request was to add \$2,052,292 in general funds for fiscal year 2017-2018 and \$2,302,292 in general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Human Resources Development's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$2,052,292 in general funds; and
- (2) For fiscal year 2018-2019, by adding \$2,201,212 in general funds.

The Conference Draft of the executive budget includes the following major adjustment:

- (1) Adding \$3,274,000 for fiscal year 2017-2018 and \$3,524,000 for fiscal year 2018-2019 in general funds for workers' compensation claims.

Human Services

The Administration's request was to add \$25,596,723 in general funds and \$157,393,373 in non-general funds for fiscal year 2017-2018 and \$66,440,270 in general funds and \$276,330,208 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Human Services' appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$7,122,833 in general funds and \$147,622,055 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$28,361,291 in general funds and \$253,920,541 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$3,000,000 in general funds for fiscal year 2017-2018 for the Housing First Program;
- (2) Adding \$1,500,000 in general funds for fiscal year 2017-2018 for homeless outreach services;

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- (3) Adding \$250,000 in general funds for fiscal year 2017-2018 for legal services for homeless persons;
- (4) Adding \$2,100,000 in general funds for each fiscal year for Hawaii Public Housing Authority state family and elderly housing facilities;
- (5) Adding \$1,553,559 in general funds and \$2,309,090 in federal funds for each fiscal year for the nursing facility inflation factor; and
- (6) Adding \$240,000 in general funds for fiscal year 2017-2018 for juvenile justice and delinquency prevention.

Labor and Industrial Relations

The Administration's request was to reduce \$2,753,210 in general funds and \$19,987 in non-general funds for fiscal year 2017-2018 and to reduce \$376,494 in general funds and to add \$45,604 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Labor and Industrial Relations' appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$105,985 in general funds and reducing \$19,987 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$765,821 in general funds and \$45,604 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$750,000 in general funds for each fiscal year to support workforce advisory councils;
- (2) Adding \$450,000 in general funds for each fiscal year for transition to the federal Workforce Innovation Opportunity Act; and
- (3) Adding 1.00 permanent position and \$515,386 for fiscal year 2017-2018 and \$2,810,772 for fiscal year 2018-2019 in general funds for Disability Compensation Division Modernization.

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Land and Natural Resources

The Administration's request was to add \$21,234,212 in general funds and \$16,036,430 in non-general funds for fiscal year 2017-2018 and \$20,766,112 in general funds and \$1,891,237 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Land and Natural Resources' appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$22,827,227 in general funds and \$12,279,060 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$21,505,253 in general funds and \$362,117 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$14,049,108 in general funds for each fiscal year for various programs' base budgets per funding in Act 84, Session Laws of Hawaii 2015;
- (2) Adding 15.00 temporary positions and \$1,065,147 for fiscal year 2017-2018 and \$1,097,047 for fiscal year 2018-2019 in general funds for personnel and operating funds for management and restoration of Kahoolawe Island Reserve;
- (3) Adding \$4,000,000 in general funds for each fiscal year for the Hawaii Invasive Species Council; and
- (4) Adding \$400,000 in general funds for each fiscal year for the fire protection program.

Public Safety

The Administration's request was to add \$7,265,245 in general funds and \$1,292,671 in non-general funds for fiscal year 2017-2018 and \$4,201,373 in general funds and \$1,292,671 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Public Safety's appropriation as follows:

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- (1) For fiscal year 2017-2018, by adding \$6,592,410 in general funds and \$1,292,671 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$1,518,800 in general funds and \$1,292,671 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$3,334,801 in general funds for fiscal year 2017-2018 for housing inmates in non-state facility during renovation of Halawa Correctional Facility;
- (2) Adding \$165,000 in general funds for each fiscal year for Malpractice Insurance; and
- (3) Adding \$1,500,000 in general funds for fiscal year 2017-2018 for lease rent for Department of Public Safety Administration building and moving costs.

Taxation

The Administration's request was to add \$648,279 in general funds and \$3,572 in non-general funds for fiscal year 2017-2018 and \$523,279 in general funds and \$3,572 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Taxation's appropriation as follows:

- (1) For fiscal year 2017-2018, by reducing \$393,819 in general funds and adding \$3,572 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$518,819 in general funds and adding \$3,572 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustment:

- (1) Adding \$93,860 in general funds for each fiscal year for security for medical marijuana tax collections.

Transportation

The Administration's request was to reduce \$500,000 in general funds and \$43,904,674 in non-general funds for fiscal year 2017-2018

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and reduce \$500,000 in general funds and add \$28,461,212 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Transportation's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$500,000 in general funds and \$37,264,241 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$1,500,000 in general funds and adding \$25,794,742 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding 7.00 permanent positions and \$157,939 for fiscal year 2017-2018 and \$303,878 for fiscal year 2018-2019 in special funds for Airside Operations Section Security Unit Pass and Identification Office;
- (2) Adding 13.00 permanent positions and \$684,787 for fiscal year 2017-2018 and \$1,369,574 for fiscal year 2018-2019 in special funds for Aircraft Rescue and Fire Fighting Unit;
- (3) Adding 6.00 permanent positions and \$162,752 for fiscal year 2017-2018 and \$293,004 for fiscal year 2018-2019 in special funds for the Federal Inspection Station;
- (4) Adding 2.00 permanent positions and \$97,161 for fiscal year 2017-2018 and \$194,322 for fiscal year 2018-2019 in special funds for the Office of Environmental Compliance;
- (5) Adding 2.00 permanent positions and \$101,809 for fiscal year 2017-2018 and \$203,618 for fiscal year 2018-2019 in special funds for the H-3 Tunnel Management Center;
- (6) Adding 10.00 permanent positions and \$679,152 in special funds for fiscal year 2017-2018 and \$1,243,998 in special funds and \$216,000 in federal funds for fiscal year 2018-2019 for the Intelligent Technology Systems Branch;
- (7) Adding \$800,000 in special funds for fiscal year 2018-2019 for trash reduction plan implementation; and
- (8) Adding \$3,514,950 for fiscal year 2017-2018 and \$1,242,000 for fiscal year 2018-2019 in special funds for information technology projects.

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University of Hawaii


The Administration's request was to add \$42,558,733 in general funds and \$5,540,939 in non-general funds for fiscal year 2017-2018 and fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the University of Hawaii's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$42,176,529 in general funds and \$5,540,939 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$42,131,529 in general funds and \$5,540,939 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$350,000 in general funds for each fiscal year for concussion testing and awareness;
- (2) Adding \$1,829,000 in general funds for each fiscal year for the Hawaii Promise Program;
- (3) Adding \$250,000 in general funds for each fiscal year for Title IX positions;
- (4) Adding 2.00 permanent positions and \$150,000 in general funds for each fiscal year for Title IX compliance for the University of Hawaii, Hilo;
- (5) Adding 4.00 permanent positions and \$820,000 in general funds for each fiscal year for Title IX compliance for the University of Hawaii Community Colleges;
- (6) Adding 1.00 permanent position and \$70,000 in general funds for each fiscal year for Title IX compliance for the University of Hawaii, West Oahu; and
- (7) Adding 2.00 permanent positions and \$375,000 in general funds for each fiscal year for University of Hawaii systemwide Title IX legal support.

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PART III. CAPITAL IMPROVEMENT PROJECTS BUDGET

Your Committee on Conference finds that capital improvement projects are essential to our economy and play a pivotal role in building social infrastructure and helping strengthen communities.

Your Committee on Conference has provided a total of \$1,027,951,000 for fiscal year 2017-2018 and \$49,445,000 for fiscal year 2018-2019 for projects funded by general obligation bonds and \$1,907,509,000 in fiscal biennium 2017-2019 for projects funded by all other means of financing. In comparison, the Administration's proposed capital improvement projects' biennium budget, as amended pursuant to Governor's Messages, provided a total of \$1,375,734,000 for fiscal year 2017-2018 and \$151,676,000 for fiscal year 2018-2019 for projects funded by general obligation bonds and \$1,748,338,000 in fiscal biennium 2017-2019 for projects funded by all other means of financing.

Highlights of the capital improvements projects' budget for the biennium include:

- (1) \$23,800,000 in general obligation bond funds for the Department of Agriculture for fiscal year 2017-2018 to purchase over 600 acres of agricultural land to lease to local farmers, and an additional \$12,200,000 in upgrades and improvements to critical water infrastructure systems and agricultural facilities statewide;
- (2) \$10,000,000 in general obligation bond funds for fiscal year 2017-2018 for the Department of Accounting and General Services for an environmental impact study and master plan for a new stadium, adding \$15,000,000 in general obligation bond funds in fiscal year 2017-2018 for lump sum maintenance of existing facilities, along with an additional \$1,200,000 in general obligation bond funds in fiscal year 2017-2018 to begin the rehabilitation of the chambers level waterproofing system at the State Capitol Building;
- (3) A rental housing revolving fund capital infusion of \$25,000,000 in general obligation bond funds and a dwelling unit revolving fund capital infusion of \$25,000,000 in general obligation bond funds for fiscal year 2017-2018 to expand affordable housing statewide;


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- (4) \$155,900,000 for lump sum condition, equity, and program support for Department of Education schools, and an additional \$332,209,000 in general obligation bond funds in various other Department of Education capital improvement projects for a total of \$488,109,000 in the 2017-2019 fiscal biennium;
- (5) Lump sum repair, maintenance, and new housing units statewide for the Department of Public Safety totaling \$78,710,000 in general obligation bond funds for the 2017-2019 fiscal biennium;
- (6) Support for repair, maintenance, and renovations at the University of Hawaii campuses statewide, including \$20,000,000 in general obligation bond funds for community colleges and \$83,250,000 in general obligation bond funds for University of Hawaii, systemwide support in fiscal year 2017-2018; and
- (7) Encouragement of the future chefs and culinary industry of Hawaii with an infusion of \$20,000,000 in general obligation bond funds, and a \$10,000,000 match in private funds for phase II of the Kapiolani Community College Culinary Institute of the Pacific.

Your Committee on Conference recognizes the great need in the State for services provided by non-governmental groups and nonprofit agencies and has thus provided \$19,975,000 in general obligation bond funds in fiscal year 2017-2018 to help aid these organizations in better serving the community.

Finally, your Committee on Conference provided funding for various projects within the Department of Defense, Department of Hawaiian Home Lands, Department of Health, Department of Human Services, Department of Land and Natural Resources, and Department of Transportation, among others, to ensure that contributions of matching federal, private, and other funds may be maximized and not lost or forfeited.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 100, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 100, H.D. 1, S.D. 1, C.D. 1.


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Respectfully submitted on behalf
of the managers:

ON THE PART OF THE SENATE ON THE PART OF THE HOUSE




 JILL N. TOKUDA
 Chair





 SYLVIA LUKE
 Chair

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Hawaii State Legislature
Record of Votes of a
Conference Committee

CCR 175

Bill / Concurrent Resolution No.: HB 100, HD 1, SD 1					Date/Time: 4/24/17 4:15 PM					
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).										
<input type="checkbox"/> The Committee is reconsidering its previous decision.										
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure.					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.					
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E	
TOKUDA, Jill N., Chr.	✓				LUKE, Sylvia, Chr.	✓				
DELA CRUZ, Donovan M.	✓				CACHOLA, Romy M.	✓				
ENGLISH, J. Kalani	✓				CHOY, Isaac W.	✓				
GALUTERIA, Brickwood	✓				CULLEN, Ty J.K.	✓				
HARIMOTO, Breene	✓				DECOITE, Lynn	✓				
INOUYE, Lorraine R.	✓				GATES, Cedric Asuega	✓				
KAHELE, Kaihi'i	✓				HOLT, Daniel	✓				
RIVIERE, Gil	✓				KEOHOKALOLE, Jarrett	✓				
SHIMABUKURO, Maile S.L.	✓				KOBAYASHI, Bertrand	✓				
TANIGUCHI, Brian T.	✓				LOPRESTI, Matthew S.	✓				
WAKAI, Glenn	✓				LOWEN, Nicole E.	✓				
					NAKAMURA, Nadine K.	✓				
					QUINLAN, Sean	✓				
					TOKIOKA, James Kunane	✓				
					YAMASHITA, Kyle T.	✓				
					TUPOLA, Andria P.L.	✓				
					WARD, Gene	✓				
TOTAL	11	0	0	0	TOTAL	17	0	0	0	
A = Aye		WR = Aye with Reservations		N = Nay		E = Excused				
Senate Recommendation is:					House Recommendation is:					
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					
Senate Lead Chair's or Designee's Signature:					House Lead Chair's or Designee's Signature:					
										
Distribution: Original <i>File with Conference Committee Report</i>					Yellow <i>House Clerk's Office</i>		Pink <i>Senate Clerk's Office</i>		Goldenrod <i>Drafting Agency</i>	