

TWELFTH DAY

Monday, February 5, 2018

The Senate of the Twenty-Ninth Legislature of the State of Hawai'i, Regular Session of 2018, convened at 11:34 a.m. with the President in the Chair.

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

The President announced that he had read and approved the Journal of the Eleventh Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 507 to 535) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 507, submitting for consideration and confirmation to the Enhanced 911 Board, the nomination of COREY SHAFFER, term to expire June 30, 2018, was referred to the Committee on Government Operations.

Gov. Msg. No. 508, submitting for consideration and confirmation to the Enhanced 911 Board, the nomination of COREY SHAFFER, term to expire June 30, 2020, was referred to the Committee on Government Operations.

Gov. Msg. No. 509, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nomination of KATHLEEN MONIZ, term to expire June 30, 2019, was referred to the Committee on Judiciary.

Gov. Msg. No. 510, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of RONALD MICHIOKA, term to expire June 30, 2021, was referred to the Committee on Judiciary.

Gov. Msg. No. 511, submitting for consideration and confirmation to the Hawai'i Aerospace Advisory Committee, the nomination of BRUCE MATHEWS, term to expire June 30, 2021, was referred to the Committee on Public Safety, Intergovernmental, and Military Affairs.

Gov. Msg. No. 512, submitting for consideration and confirmation to the Hawai'i Aerospace Advisory Committee, the nomination of DAVID MA, term to expire June 30, 2019, was referred to the Committee on Public Safety, Intergovernmental, and Military Affairs.

Gov. Msg. No. 513, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nomination of REG BAKER, term to expire June 30, 2018, was referred to the Committee on Economic Development, Tourism, and Technology.

Gov. Msg. No. 514, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nomination of REG BAKER, term to expire June 30, 2022, was referred to the Committee on Economic Development, Tourism, and Technology.

Gov. Msg. No. 515, submitting for consideration and confirmation to the Hawaiian Homes Commission, the nomination of RANDY AWO, term to expire June 30, 2019, was referred to the Committee on Hawaiian Affairs.

Gov. Msg. No. 516, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Public Housing Authority, the nomination of ALBERT NAHALE-A,

term to expire June 30, 2019, was referred to the Committee on Housing.

Gov. Msg. No. 517, submitting for consideration and confirmation to the State Board of Barbering and Cosmetology, the nomination of AMANDA SEVERSON, term to expire June 30, 2021, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 518, submitting for consideration and confirmation to the Hawai'i Medical Board, the nomination of GERI YOUNG, term to expire June 30, 2021, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 519, submitting for consideration and confirmation to the Board of Massage Therapy, the nomination of JODIE HAGERMAN, term to expire June 30, 2021, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 520, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, the nomination of LARRY IGNAS, term to expire June 30, 2020, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 521, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of BRYAN WATKINS, term to expire June 30, 2018, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 522, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of BRYAN WATKINS, term to expire June 30, 2022, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 523, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of DIANA FELTON, term to expire June 30, 2019, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 524, submitting for consideration and confirmation to the Health Planning Council, Tri-Isle Subarea, the nomination of CAROL PETITH-ZBICIAK, term to expire June 30, 2020, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 525, submitting for consideration and confirmation to the Health Planning Council, West Oahu Subarea, the nomination of ERIC BARSATAN, term to expire June 30, 2018, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 526, submitting for consideration and confirmation to the Health Planning Council, West Oahu Subarea, the nomination of ERIC BARSATAN, term to expire June 30, 2022, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 527, submitting for consideration and confirmation to the Health Planning Council, West Oahu Subarea, the nomination of JAY RAYMUNDO, term to expire June 30, 2021, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 528, submitting for consideration and confirmation to the Health Planning Council, Hawai'i County Subarea, the nomination of EVELYN KANESHIRO, term to

expire June 30, 2019, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 529, submitting for consideration and confirmation to the Health Planning Council, Hawai'i County Subarea, the nomination of JOHN BARNETT, term to expire June 30, 2019, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 530, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of HILARY OKUMURA, term to expire June 30, 2019, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 531, submitting for consideration and confirmation to the Health Planning Council, Windward Oahu Subarea, the nomination of JAMIE BOYD, term to expire June 30, 2018, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 532, submitting for consideration and confirmation to the Health Planning Council, Windward Oahu Subarea, the nomination of JAMIE BOYD, term to expire June 30, 2022, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 533, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of GARY HUTCHINSON, term to expire June 30, 2019, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 534, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of PETER DI ROCCO, term to expire June 30, 2018, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 535, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of PETER DI ROCCO, term to expire June 30, 2022, was referred to the Committee on Commerce, Consumer Protection, and Health.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 27) was read by the Clerk and was referred to committee:

S.C.R. No. 27 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE LICENSURE AND REGULATION OF HOME INSPECTORS."

Offered by: Senators Espero, English, Gabbard, Green, Harimoto, Kahele, Keith-Agaran, Kim, Nishihara, Rhoads, Riviere, Wakai.

Referred to: Jointly to the Committee on Government Operations and the Committee on Commerce, Consumer Protection, and Health

STANDING COMMITTEE REPORTS

Senator Espero, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 2027) recommending that S.B. No. 2472, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 2472, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 2028) recommending that S.B. No. 2285, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 2285, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLASTIC STRAWS," passed Second Reading and was referred to the Committee on Judiciary and the Committee on Ways and Means.

Senator Gabbard, for the majority of the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 2029) recommending that S.B. No. 2567, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection, and Health.

On motion by Senator Espero, seconded by Senator English and carried, the report of the majority of the Committee was adopted and S.B. No. 2567, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CESSPOOLS," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection, and Health.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 2030) recommending that S.B. No. 2110, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection, and Health.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 2110, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection, and Health.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 2031) recommending that S.B. No. 3096, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 3096, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GASES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Taniguchi, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2032) recommending that S.B. No. 2172, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 2172, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXPERT WITNESS FEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 2033) recommending that S.B. No. 2674 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 2674, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE DEVELOPMENT GOALS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 2034)

recommending that S.B. No. 2573 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 2573, entitled: "A BILL FOR AN ACT RELATING TO NUTRIENT CYCLING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 2035) recommending that S.B. No. 2842 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 2842, entitled: "A BILL FOR AN ACT RELATING TO THE AGRIBUSINESS DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 2036) recommending that S.B. No. 3030 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 3030, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 2037) recommending that S.B. No. 2667 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 2667, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE DEVELOPMENT GOALS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2038) recommending that S.B. No. 2231, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 2231, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Rhoads, for the Committee on Water and Land, presented a report (Stand. Com. Rep. No. 2039) recommending that S.B. No. 815, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce, Consumer Protection, and Health.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 815, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE DISCLOSURE," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection, and Health.

Senator Espero, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 2040) recommending that S.B. No. 2757, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 2757, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Wakai, for the Committee on Economic Development, Tourism, and Technology, presented a report (Stand. Com. Rep. No. 2041) recommending that S.B. No. 48, as amended in S.D. 1, be recommitted to the Committee on Economic Development, Tourism, and Technology.

On motion by Senator Espero, seconded by Senator English and carried, the report of the Committee was adopted and S.B. No. 48, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," was recommitted to the Committee on Economic Development, Tourism, and Technology.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

- S.B. No.: Re-referred to:
- S.B. No. 48, S.D. 1 Jointly to the Committee on Economic Development, Tourism, and Technology and the Committee on Higher Education and the Committee on Water and Land, then to the Committee on Ways and Means
- S.B. No. 2019 Committee on Transportation and Energy, then to the Committee on Ways and Means
- S.B. No. 2051 Committee on Education, then to the Committee on Ways and Means
- S.B. No. 2655 Jointly to the Committee on Commerce, Consumer Protection, and Health and the Committee on Education, then to the Committee on Ways and Means
- S.B. No. 2915 Jointly to the Committee on Transportation and Energy and the Committee on Commerce, Consumer Protection, and Health, then to the Committee on Judiciary
- S.B. No. 3079 Committee on Ways and Means

At this time, Senator Dela Cruz announced that the Committee on Ways and Means and the Committee on Economic Development, Tourism, and Technology would be holding a joint decision-making meeting at 11:45 a.m. in Room 208.

ADJOURNMENT

At 11:36 a.m., on motion by Senator Espero, seconded by Senator English and carried, the Senate adjourned until 11:30 a.m., Tuesday, February 6, 2018.