

FOURTEENTH DAY

Thursday, February 7, 2019

The Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2019, convened at 11:36 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 Journal of the Thirteenth Day.

At this time, Senator Keith-Agaran introduced the 2019 Ka Ipu Kukui Fellows, who were accompanied in the gallery by Lori Teragawachi and Jeanne Skog; Neal Hoapili Ane, Sherman Baisa, Robert Bennett, Daryl Fujiwara, Jonathan Jennings, Gabriel Lucy, Leonardo Lunario, Saumalu Mataafa, Shaun Pederson, Chase Kawika Rogers, Lopaka White, Jodi Arisumi, Lauren Armstrong, Grazel Caceres, Lana Ruth Kaimipono Coryell, Chandy Ann Lopes, Cristina Schenk, and Alana Yurkanin.

Senator Moriwaki introduced Timothy I. Wee and LeNora N. Wee, longtime employees of the state now retired, and noted that LeNora contributed to the Senate by providing her administrative service skills.

Senator Keohokalole introduced his office staff, who were seated in the gallery: Julia Peleiholani, Kaila Ka'awaloa, Troy Pyler, and Jaren Tengan.

Senator Kanuha commended the Honpa Hongwanji Mission of Hawai'i, and presented the following remarks:

"Here on the floor, we honor the Honpa Hongwanji Mission of Hawai'i for their contributions in the advancement of our Hawaiian lāhui, so: Welcome. Today, on the fourth day of the Hawaiian Caucus Week, we honor those individuals or organizations that have supported the Native Hawaiian community; they are Hawaiian at heart. On February 8, 1885, about 900 Japanese immigrants arrived in Hawai'i. The Japanese would quickly become one of the island kingdom's largest ethnic groups. Japanese immigrants were able to maintain strong cultural traditions in Hawai'i and be one of the Native Hawaiians' strongest allies. One such organization is the Honpa Hongwanji Mission of Hawai'i, who shares the living teachings of Jōdo Shinshū Buddhism so that all beings may enjoy a life of harmony, peace, and gratitude.

"The Honpa Hongwanji was established in Hawai'i in 1889 due to concerns for thousands of Japanese who had migrated to Hawai'i and may have been in need of some spiritual support; the mission became a spiritual and cultural center of Japanese immigrant life. On May 19, 1901, the Honpa Hongwanji Mission of Hawai'i was visited by Queen Lili'uokalani, accompanied by her dear friend Mrs. Mary Ward Foster, to attend services which honored Shinran Shonin, the founder of Jōdo Shinshū Buddhism. The Queen's visit to the Buddhist temple was a significant historical event which had a major impact on the Buddhist community in Hawai'i. During her visit, the Queen spoke of the value of heritage to all who call Hawai'i home.

"It is an appreciation of heritage that the Honpa Hongwanji share yearly when they recognize Living Treasures of Hawai'i. Since 1976, Living Treasures of Hawai'i has honored individuals who have demonstrated excellence and high achievement in their particular field of endeavor and who, through continuous growth, learning, and sharing, have made significant contributions toward enriching our society. The Honpa Hongwanji Mission of Hawai'i Living Treasures of Hawai'i has recognized Native Hawaiians such as: 'Iolani

Luahine; Mary Kawena Pūku'i; Lokalia Montgomery; Edith Kanaka'ole; Gabby Pahinui; Eddy Kamae; Reverend Abraham Akaka; Pilahi Paki; Richard Lyman, Jr.; Ka'upena Wong, Jr.; Sol K. Bright; Emma Sharpe; Herb Kane; Irmgard Farden Aluli; Gladys Brandt; Agnes Cope; John Lake; Kahauanu Lake; Reverend David Kaupu; Kenneth Brown; George Kanahele; Genoa Keawe; Uncle George Na'ope; Kekuni Blaisdell; Don Ho; Nainoa Thompson; Myron Thompson; Mary Kekuewa; Edith McKenzie; Momi Cazimero; Dottie Thompson; Mahi Beamer; Dr. Charles Burrows; Nalani Olds; Dr. Claire Hughes; Haunani Apoliona; Paulette Kahalepuna; Beatrice Dawson; Nola Nahulu; and Hailama Farden, and many other well-deserving honorees. This year, they will be honoring Earl Kawa'a.

"The representatives seated here on the floor are Mrs. Ko Miyatake, the chair for Living Treasures of Hawai'i Selection Committee; Mrs. JoAnn Yosemite, committee member, Living Treasures of Hawai'i Selection Committee; Mr. David Atcheson, director, Honpa Hongwanji Mission of Hawai'i Board of Directors. Colleagues, please join me in a round of applause for the Honpa Hongwanji Mission of Hawai'i for their support and advancement of our Hawaiian lāhui, and their representatives. Mahalo, everybody."

At 11:45 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:50 a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 582 and 583) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 582, submitting for consideration and confirmation to the Game Management Advisory Commission, the nomination of GLENNON GINGO, term to expire June 30, 2022, was referred to the Committee on Water and Land.

Gov. Msg. No. 583, submitting for consideration and confirmation to the Island Burial Council, Island of Hawai'i, the nomination of RANDALL HIGA, term to expire June 30, 2021, was referred to the Committee on Hawaiian Affairs.

STANDING COMMITTEE REPORTS

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 70) recommending that S.B. No. 1306 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1306, entitled: "A BILL FOR AN ACT RELATING TO AGRIBUSINESS DEVELOPMENT CORPORATION," passed Second Reading and was referred to 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. 71) recommending that S.B. No. 869, 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 Kahele, seconded by Senator Fevella and carried, the report of the majority of the Committee was adopted and S.B. No. 869, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," 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. 72) recommending that S.B. No. 1148, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1148, S.D. 1, 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. 73) recommending that S.B. No. 1324 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1324, 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 Kim, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 74) recommending that S.B. No. 314 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 314, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 75) recommending that S.B. No. 273 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 273, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 76) recommending that S.B. No. 316, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 316, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 77) recommending that S.B. No. 1194, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1194, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 78) recommending that S.B. No. 1195, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1195, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 79) recommending that S.B. No. 1196, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1196, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 80) recommending that S.B. No. 1197, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1197, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 81) recommending that S.B. No. 1198, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1198, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 82) recommending that S.B. No. 1191, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1191, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 83) recommending that S.B. No. 1192, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1192, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 84) recommending that S.B. No. 1193, as amended in S.D. 1, pass

Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1193, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 85) recommending that S.B. No. 1199, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1199, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 86) recommending that S.B. No. 1200, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1200, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 87) recommending that S.B. No. 1201, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1201, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 88) recommending that S.B. No. 1202, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1202, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 89) recommending that S.B. No. 1203, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1203, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 90) recommending that S.B. No. 130 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 130, entitled: "A BILL FOR AN ACT RELATING TO CIVIL LEGAL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Shimabukuro, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 91) recommending that S.B. No. 874, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 874, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING ON HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Shimabukuro, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 92) recommending that S.B. No. 695, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 695, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Shimabukuro, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 93) recommending that S.B. No. 642, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 642, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN AS AN OFFICIAL LANGUAGE OF THE STATE OF HAWAII," passed Second Reading and was referred to the Committee on Judiciary.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 94) recommending that S.B. No. 530, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 530, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 95) recommending that S.B. No. 813, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 813, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 96) recommending that S.B. No. 1213 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 1213, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT FILING FEE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 97) recommending that S.B. No. 825, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 825, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL MALPRACTICE," passed Second Reading and was referred to the Committee on Judiciary.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 98) recommending that S.B. No. 551, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 551, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 99) recommending that S.B. No. 768, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 768, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADOLESCENT MENTAL HEALTH SERVICES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 100) recommending that S.B. No. 538, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 538, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Judiciary.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 101) recommending that S.B. No. 676, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 676, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

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. 110	Committee on Transportation, then to the Committee on Judiciary
S.B. No. 429	Committee on Transportation, then to the Committee on Judiciary
S.B. No. 732	Committee on Transportation, then to the Committee on Ways and Means
S.B. No. 1279	Committee on Transportation, then to the Committee on Judiciary
S.B. No. 1344	Committee on Transportation, then to the Committee on Judiciary

ADJOURNMENT

At 11:51 a.m., on motion by Senator Kahele, seconded by Senator Fevella and carried, the Senate adjourned until 11:30 a.m., Friday, February 8, 2019.