

THIRTY-FOURTH DAY

Tuesday, March 19, 2019

The Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2019, convened at 11:44 a.m. with the President in the Chair.

The Roll was called showing all Senators present with the exception of Senators Fevella and Harimoto who were excused.

The President announced that he had read and approved the Journal of the Thirty-Third Day.

On behalf of Senate President Kouchi, Senator Keith-Agaran welcomed visitors from the Department of Education on Kaua'i: Kevin Matsunaga from Chiefess Kamakahelei Middle School, Dawn Taba from Kaua'i High School, Robyn Herbig from Waimea High School, and Jonathan Medeiros from the Department of Education Kaua'i State Office.

Senator Kanuha recognized his legislative assistant Iokepa Command, who was present in the gallery with his mother, Mary Command, from Kona, a former teacher at Konawaena Elementary School and Konawaena High School who now teaches at Kamehameha Schools Preschools.

Senator Kim introduced Department of Education Assistant Superintendent Cynthia Covell, as well as Ryan Mandado, a volunteer, constituent, and neighborhood board chair.

Senator Kahele recognized and honored Beth McLachlin, and presented the following remarks:

"Colleagues, two years ago, we had an opportunity to honor a great member of the Rainbow Wahine volleyball 'ohana when head coach Dave Shoji retired after 42 years at the University of Hawai'i at Mānoa. Today, we get to honor another great Rainbow Wahine as she takes her place in the USA Volleyball Hall of Fame in May of this year, and so it is my honor to recognize Beth McLachlin in the Hawai'i State Senate.

"Colleagues, Beth McLachlin is a name that evokes a feeling of great pride: pride in our state, pride in the University of Hawai'i, pride in the progress that our society has made in the last 50 years, and, for me, personally, great pride in Rainbow athletics. When Beth McLachlin started her career at the University of Hawai'i at Mānoa, she had already been competing with the USA women's Olympic team for six years. Indoor volleyball, only a recognized Olympic sport since 1964, when it made its debut in Tokyo, allowed Beth to establish herself on the international stage with Team USA as an alternate, finishing eighth in the 1968 Summer Olympics in Mexico City, and then earning bronze at the 1969 North, Central America, Caribbean Volleyball Championship, and finally gold at the 1970 World Championship. Yet, at that point in time, even Beth McLachlin as an Olympic athlete and world champion at the age of 20 did not have the same opportunities to compete as her male counterparts did. For example, the first men's athletic team at the University of Hawai'i was founded in 1909. However, the first women's team was not founded until 1972. In the 1970s, the NCAA did not govern women's athletics, and, in fact, the rules at that time allowed Beth to begin her college athletic career at the age of 24. And so, in 1974, Beth joined the Wahine volleyball team in its very first season, and, at that time, no one would have predicted the overwhelming success the Wahine would become. Today, the Rainbow Wahine volleyball program has three national championships, the fifth-most winningest program in NCAA women's volleyball history, and year over year is considered one of the top programs in the country. Beth played for the Wahine for three seasons, and in every one of those seasons, she captained the team to second place finishes at the college

national championships, and in 1976, Beth would reach the pinnacle of her career when she would co-captain the 1976 Olympic team. The very next year, in 1977, Beth began her teaching career at La Pietra – Hawaii School for Girls, where she coached volleyball and served as its athletic director until 2000. She retired from teaching in 2016.

"Volleyball has been an integral part of Beth's life since she began practicing with her sister in the fifth grade. She met her future husband, Chris McLachlin, at a volleyball tournament in April of 1968, and they were married in 1970. Together, they have three children: Parker, Bekka, and Spencer, all of whom have gone on to embrace volleyball and athletics. Parker graduated from UCLA; he has been on the PGA Tour for 15 years. Spencer graduated from Stanford; he is an assistant coach at UCLA for the men's program. And Bekka graduated from the University of Utah and returned home to Hawai'i to be a DOE PE/health teacher and today is at Central Intermediate just up the road.

"And so, with that, the Senate would like to recognize and congratulate Beth McLachlin on her induction into the 2019 USA Volleyball Hall of Fame, and, as a testament to her impact on athletics in Hawai'i, Beth is the first Rainbow Wahine volleyball alumna to receive the Flo Hyman All-Time Great Female Player Award. Colleagues, please join me in honoring a great athlete, a distinguished alumna, and tremendous figure in volleyball history. Here also on the floor is her longtime husband, Chris McLachlin. Not a familiar face to everyone, he is the play-by-play TV commentator at UH athletics for 35 years for KHNL, for K5, for Oceanic, and now for Spectrum. Thank you for joining us, both Beth and Chris. Also in the gallery, colleagues, I'd like to recognize former head coach of the University of Hawai'i Wahine, Dave Shoji; members of the current and former UH Rainbow Wahine volleyball program; members of the UH Athletics Department; members of the booster club and family and friends; and also colleagues from La Pietra. Welcome to your Hawai'i State Senate. Mahalo, Mr. President."

Senator Kidani recognized the Department of Education's Teachers of the Year, and presented the following remarks:

"The State of Hawai'i echoes the sentiments of the Milken Educator Award, which recognizes teachers as the unsung heroes of our state and country. On local and state levels, educators are those tasked with the immense responsibility of cultivating young minds and impressing upon them not only the knowledge necessary to become successful but important values and life skills needed to adapt to the changes of the modern world. Today, we recognize the efforts and accomplishments of Hawai'i's teachers and recognize these exceptional leaders for the impact they have had upon our youth. In celebration of inspiring teachers, we also recognize Ewa Makai Middle School's Cynthia Tong, the recipient of the 2019 Horace Mann Award for Teaching Excellence. To introduce this honoree, the senator from District 23, please."

Senator Riviere rose to present the following remarks:

"Colleagues, guests, I have the privilege today of introducing and speaking a little about Cynthia Tong. Welcome to the Senate. Cynthia is this year's honoree for the 2019 United States National Education Association Horace Mann Award for Teaching Excellence. She's got many years in the field; she's presently teaching at Ewa Makai Middle School. I was pleased to learn that she taught for several years at Waiialua High and Intermediate School, where she taught every grade from seventh through twelfth. At that time, she was focusing on the history program, and we talked a little bit about the love for

history and learning that she was able to instill in the students, and I talked about my son's interest in history and such, so we had a good little conversation there. As I said, she's now with Ewa Makai; she's teaching social studies over there, and she, of course, is the Horace Mann Award winner. She's got a 25-year career; she's got a passion for learning, and her leading goes beyond the community and the classroom to everybody she touches. Cynthia motivates everyone around her to be the best they can be; she inspires others to excel and explore new possibilities and have a zest for learning. Her dedication to her community is outstanding. At this time, ladies and gentlemen, please welcome and congratulate Cynthia Tong. Thank you, and I'd also like to note that Eric Tong, her husband, I believe, is in the audience. Thank you. Thank you, Mr. President, I now yield the floor back to the senator from District 18."

Senator Kidani rose to present the following remarks:

"Mr. President, we would also like to again acknowledge the 2018 Milken Educator Award honoree, Sara King. We had the pleasure of honoring her earlier this month, and though she is not here today, we offer our heartfelt congratulations again to her honor for receiving the highest educators' honor in the nation.

"In addition to these inspiring teachers, we would like to acknowledge the extraordinary educators leading their districts and the education industry. The following recipients are all deserving of thanks and praise for the work they do. To introduce the 2019 Teacher of the Year, Senator Kanuha."

Senator Kanuha rose to present the following remarks:

"Today, we honor and recognize an educator who has demonstrated a remarkable commitment to challenging, inspiring, and fostering the growth of youth on Hawai'i island. Education is an open door to opportunity, and our teachers are the first people to help us walk through it. They teach us to read, write, take tests, and the value of being on time, but I think I can speak on behalf of this entire body when I say they are tasked with so much more. The popular sentiment, 'It takes a village,' is the first thing that comes to my mind, reflecting on my school years in Kona. Within our tight-knit community, it is common knowledge that there are two groups who raise our keiki: our families and our educators.

"It is with great pleasure that I introduce to you Mathieu Williams, a multimedia teacher at Kealakehe Intermediate School in Kailua-Kona. Mathieu is the 2019 Hawaii Teacher of the Year recipient. Over the past 12 years at Kealakehe, Mathieu has developed the reputation of being both firm and widely popular around campus, taking his students to the 2018 Student Television Network's national convention in Nashville, Tennessee. And I heard just today that they're on their way to Seattle this Friday to compete in this year's national convention. The Hawai'i State Senate extends a warm mahalo to Mathieu Williams for his dedication, vision, and commitment to our state's future. Again, congratulations, Mathieu. Now I turn the floor over to the senator from Kaimuki."

Senator Ihara rose to present the following remarks:

"Mr. President, although he's not able to be with us today, I'd like to tell you about this year's Hawai'i Public Charter School Teacher of the Year, Shane Albritton. Shane is a sixth-to-eighth-grade history teacher at the School for Examining Essential Questions of Sustainability, or SEEQS. Mr. A, as his students call him, uses role-playing to help students feel connected to the history they're studying. Students use archival newspapers and other sources to learn about the characters they role-play. Mr. A gives students an historical situation and choices their characters faced. Students are asked what they would do and

feel if they were their character back then. After the role-playing, Mr. A explains what history says actually happened. Sometimes the student's and the history-character's outcomes are the same and sometimes not. Either way, they come to understand history and how historical characters made decisions. Lessons learned through role-playing enable Mr. A's students to see how history can be relevant to their own lives and how individual choices made today can impact the future of each student. For Shane Albritton, success in the classroom is based on the personal connections his students make with history, and their understanding that history is relevant to today's world and their own life. Let's give Mr. Shane Albritton a well-deserved round of applause in absentia. I now yield the floor to the Senator from Kahului."

Senator Keith-Agaran rose to present the following remarks:

"It's my great pleasure to introduce Mr. Brandon Arakawa, the 2019 Maui District Teacher of the Year. Mr. Arakawa has been an incredible role model as a teacher at Kahului Elementary, where he's taught fifth grade for the past four years. In the immediate three years, his students have, through his encouragement and dedication, raised their test scores each year. He's also a committed member of the school's leadership team, where he works directly on behalf of the 980 students on campus. Mr. Arakawa is also a youth baseball coach and also then impacts all the children in our community. Please join me in congratulating 2019 Maui District Teacher of the Year Brandon Arakawa."

Senator Kidani rose to present the following remarks:

"Thank you, Senate President. On your behalf, it is my great pleasure to introduce Sean Doi, a resource teacher for the Kaua'i District Complex Area, as the 2019 Kaua'i District Teacher of the Year. Kaua'i-born and raised, Sean Doi is a proud public school graduate with 21 years of teaching experience. As a certified elementary school teacher, Sean began his teaching career at 'Ele'ele Elementary School on Kaua'i and has since embraced his role as a resource teacher for the Kaua'i District Complex Area. Outside of the classroom, Mr. Doi is passionate about sharing accomplishments of others. Six years ago, he created Kaua'i Shining Stars, an educational program that spotlights great work taking place at Kaua'i district schools. Congratulations, Sean. Thank you very much.

"At this time, Mr. President, we would also like to recognize Sam Hankins as the 2019 Honolulu District Teacher of the Year. Though he is unable to join us here today, we offer our heartfelt congratulations for his exceptional contributions to education. Can we please acknowledge Sam Hankins?"

"Up next, we have Gail Izumigawa joining us on the floor. Gail is the 2019 Leeward District Teacher of the Year. As an educator for 32 years, Gail has demonstrated her dedication to Hawai'i's youth. She currently serves as director for career academies at Waipahu High School, where she pioneered the development of its educational program. The impact of her efforts has seen significant strides, with Waipahu High School becoming the first in the state to become nationally certified. Gail oversees six academies covering 24 programs of study for 200 educators and over 2,500 students. She has demonstrated such leadership on both local and national levels by providing opportunities for schools throughout the country to visit Waipahu High School to observe and learn about effective career academy design and how they can best implement such practices into schools nationwide. We are deeply grateful to Gail for her extraordinary contributions to the education industry and for the profound impact her work has had upon the students of Waipahu High School and the State of Hawai'i as well as throughout the country. Thank you, Gail. I now turn the floor over to our senator from District 15."

Senator Wakai rose to present the following remarks:

“Members, it is with great pleasure I introduce you to Mary Ann Kurose. Ms. Kurose is the Central District Teacher of the Year. She teaches strategic writing, reading, AVID, web design, and news writing at Radford High School, where she’s been since 1997. Drawing on her role as a parent, she has employed that teaching philosophy of being the type of teacher she would want for her own children and thus strives to be the best teacher she can be for her students every single day at Radford. She has developed a teaching model that focuses on visual, verbal, and social learning styles combined with Google-based digital tools to ensure her lessons stick with her students beyond the classroom. This award is a testament to her excellence as an educator. Congratulations to Mary Ann Kurose. Mr. President, I’d like to yield the floor to the senator from Waimānalo.”

Senator Thielen rose to present the following remarks:

“I am pleased to recognize Debbie Morrow from Kailua Elementary School as the 2019 Windward District Teacher of the Year. Unfortunately, Ms. Morrow was not able to join us today; she’s in a professional development trip to Finland, where the Finnish people will teach her how their children bike to school in three feet of snow, and she will teach them about how our children go to school in rubber slippers. But she is represented here today by Judy Mailheau, the Windward District preschool SPED coordinator and former Kailua Elementary preschool teacher and colleague of Debbie, so, Judy, if you could please stand to be recognized in honor of Debbie? You can take that applause back to her.

“Debbie is an accomplished educator, where she taught an inclusion class at Head Start for over five years. Her goal is to improve inclusion opportunities for preschoolers with disabilities through partnerships with state-funded preschools on public school campuses. She applied for and was awarded a state-funded preschool classroom for the 2018–19 school year. She’s provided guidance on self-contained classes that serve as a model for autism education, training new or struggling teachers and assistants to work effectively. She maintains an open-door policy for families, and she does home visits, which is really rare in this day and age, and facilitates parent trainings and encourages parent participation in the classroom so that children can succeed both in school and at home. It’s dedicated educators in our community, like Debbie and Judy, who are making a difference every day for our students. Colleagues, can you please join me in wishing Debbie, through her colleague Judy, continued success in her future endeavors?”

At 12:08 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:24 p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 663 to 668) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 663, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of GERALD ISOBE, term to expire June 30, 2023, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 664, submitting for consideration and confirmation as Director, Department of Business, Economic Development & Tourism, the nomination of MIKE MCCARTNEY, term to expire at noon on December 5, 2022, was referred to the Committee on Energy, Economic Development, and Tourism.

Gov. Msg. No. 665, submitting for consideration and confirmation as Deputy Director, Department of Business, Economic Development & Tourism, the nomination of RANDALL TANAKA, term to expire at noon on December 5, 2022, was referred to the Committee on Energy, Economic Development, and Tourism.

Gov. Msg. No. 666, submitting for consideration and confirmation as Director, Office of Planning, Department of Business, Economic Development & Tourism, the nomination of MARY ALICE EVANS, term to expire at noon on December 5, 2022, was referred to the Committee on Water and Land.

Gov. Msg. No. 667, submitting for consideration and confirmation as Deputy to the Chair, Department of Hawaiian Home Lands, the nomination of WILLIAM J. AILA, term to expire at noon on December 5, 2022, was referred to the Committee on Hawaiian Affairs.

Gov. Msg. No. 668, informing the Senate that on March 13, 2019, the Governor withdrew the nomination of HELEN NIELSEN to the Board of Registration of the Islands of Maui, Moloka’i, Lāna’i, and Kaho’olawe, under Gov. Msg. No. 558, from consideration by the Senate, was placed on file.

In compliance with Gov. Msg. No. 668, the nomination listed under Gov. Msg. No. 558 was returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 503 and 504) were read by the Clerk and were placed on file:

Hse. Com. No. 503, informing the Senate that on March, 18, 2019, the House disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 2, H.D. 1 (S.D. 1);
H.B. No. 116 (S.D. 1); and
H.B. No. 1259 (S.D. 1).

Hse. Com. No. 504, informing the Senate that on March 18, 2019, the Speaker appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House bills:

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

Representatives Luke, chair; Cullen, Eli, Gates, Hashimoto, Holt, Kitagawa, B. Kobayashi, Matayoshi, Nakamura, Nishimoto, Todd, Wildberger, Yamashita, McDermott.

H.B. No. 116 (S.D. 1):

Representatives Luke, chair; Cullen, Eli, Gates, Hashimoto, Holt, Kitagawa, B. Kobayashi, Matayoshi, Nakamura, Nishimoto, Todd, Wildberger, Yamashita, McDermott.

The Chair then announced:

“The Chair appoints the following conferees on behalf of the Senate for House Bill 2, Senate Draft 1, and House Bill 116, Senate Draft 1: Senator Dela Cruz, chair; Senator Keith-Agaran, co-chair; all members of Ways and Means Committee as managers.”

STANDING COMMITTEE REPORTS

Senator Kahele, for the Committee on Water and Land, presented a report (Stand. Com. Rep. No. 1240) recommending that H.B. No. 125, H.D. 1 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator English and carried, the report of the Committee was adopted and H.B. No. 125, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kahele, for the Committee on Water and Land, presented a report (Stand. Com. Rep. No. 1241) recommending that H.B. No. 451, H.D. 1, 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 English and carried, the report of the Committee was adopted and H.B. No. 451, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ASSOCIATION OF CONSERVATION DISTRICTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Thielen, for the Committee on Government Operations, presented a report (Stand. Com. Rep. No. 1242) recommending that H.B. No. 169, H.D. 1, 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 English and carried, the report of the Committee was adopted and H.B. No. 169, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE ETHICS CODE," passed Second Reading and was referred to the Committee on Judiciary.

Senator Taniguchi, for the Committee on Labor, Culture and the Arts, presented a report (Stand. Com. Rep. No. 1243) recommending that H.B. No. 32, H.D. 1, 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 English and carried, the report of the Committee was adopted and H.B. No. 32, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," 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. 1244) recommending that H.B. No. 157, H.D. 1, 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 English and carried, the report of the Committee was adopted and H.B. No. 157, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," 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. 1245) recommending that H.B. No. 1008, H.D. 1, 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 English and carried, the report of the Committee was adopted and H.B. No. 1008, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF COLLECTIVE BARGAINING AND MANAGED COMPETITION," 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. 1246) recommending that H.B. No. 1187, H.D. 1, 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 English and carried, the report of the Committee was adopted and H.B. No. 1187, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," 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. 1247) recommending that H.B. No. 1116, H.D. 1 pass Second Reading and be referred to the Committee on Judiciary and the Committee on Ways and Means.

On motion by Senator Kahele, seconded by Senator English and carried, the report of the Committee was adopted and H.B. No. 1116, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Judiciary and the Committee on Ways and Means.

Senator Shimabukuro, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1248) recommending that H.B. No. 1402, H.D. 1, 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 English and carried, the report of the Committee was adopted and H.B. No. 1402, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMUNITY-BASED ECONOMIC DEVELOPMENT PROGRAM," 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. 1249) recommending that H.B. No. 172, H.D. 1, 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 English and carried, the report of the Committee was adopted and H.B. No. 172, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ruderman and Baker, for the Committee on Human Services and the Committee on Commerce, Consumer Protection, and Health, presented a joint report (Stand. Com. Rep. No. 1250) recommending that H.B. No. 1270, H.D. 1, 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 English and carried, the joint report of the Committees was adopted and H.B. No. 1270, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ruderman and Baker, for the Committee on Human Services and the Committee on Commerce, Consumer Protection, and Health, presented a joint report (Stand. Com. Rep. No. 1251) recommending that H.B. No. 1449, H.D. 1, 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 English and carried, the joint report of the Committees was adopted and H.B. No. 1449, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," 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. 1252) recommending that H.B. No. 1170, H.D. 2, 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 English and carried, the report of the Committee was adopted and H.B. No. 1170, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION," 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. 1253) recommending that H.B. No. 463, H.D. 1, 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 English and carried, the report of the Committee was adopted and H.B. No. 463, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD SAFETY," 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. 1254) recommending that H.B. No. 1503, H.D. 2, 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 Kahele, seconded by Senator English and carried, the report of the Committee was adopted and H.B. No. 1503, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Judiciary and the Committee on Ways and Means.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 1255) recommending that H.B. No. 201, H.D. 1, 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 English and carried, the report of the Committee was adopted and H.B. No. 201, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Judiciary.

Senators Gabbard and Kahele, for the Committee on Agriculture and Environment and the Committee on Water and Land, presented a joint report (Stand. Com. Rep. No. 1256) recommending that H.B. No. 461, H.D. 1, 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 English and carried, the joint report of the Committees was adopted and H.B. No. 461, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEA LEVEL RISE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Kahele, for the Committee on Agriculture and Environment and the Committee on Water and Land, presented a joint report (Stand. Com. Rep. No. 1257) recommending that H.B. No. 1028, H.D. 1, 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 English and carried, the joint report of the Committees was adopted and H.B. No. 1028, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENDANGERED SPECIES TRUST

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

ORDER OF THE DAY

RE-REFERRAL OF HOUSE BILLS

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

H.B. No.: Re-referred to:

H.B. No. 588, H.D. 1, Jointly to the Committee on Energy, Economic Development, and Tourism and the Committee on Water and Land, then jointly to the Committee on Housing and the Committee on Ways and Means

H.B. No. 1582, H.D. 1, Committee on Labor, Culture and the Arts, then to the Committee on Ways and Means

RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

The Chair re-referred the following Senate concurrent resolution that was offered:

S.C.R. No.: Re-referred to:

S.C.R. No. 31 Committee on Agriculture and Environment, then to the Committee on Ways and Means

RE-REFERRAL OF A SENATE RESOLUTION

The Chair re-referred the following Senate resolution that was offered:

S.R. No.: Re-referred to:

S.R. No. 23 Committee on Agriculture and Environment, then to the Committee on Ways and Means

MISCELLANEOUS BUSINESS

WAIVER OF REFERRAL

S.R. No. 4:

By unanimous consent, action on S.R. No. 4, entitled: "SENATE RESOLUTION URGING THE HAWAII STATE DEPARTMENT OF THE ATTORNEY GENERAL TO CONDUCT A STATEWIDE INVESTIGATION OF SEXUAL ABUSE OF MINORS IN THE STATE OF HAWAII BY CLERGY OF THE ROMAN CATHOLIC CHURCH," was deferred indefinitely.

S.C.R. No. 8:

By unanimous consent, action on S.C.R. No. 8, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII STATE DEPARTMENT OF THE ATTORNEY GENERAL TO CONDUCT A STATEWIDE INVESTIGATION OF SEXUAL ABUSE OF MINORS IN THE STATE OF HAWAII BY CLERGY OF THE ROMAN CATHOLIC CHURCH," was deferred indefinitely.

S.R. No. 6:

By unanimous consent, action on S.R. No. 6, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO INCREASE THE ELIGIBILITY CRITERIA FOR RECEIVING CHILD CARE SUBSIDIES," was deferred indefinitely.

S.C.R. No. 6:

By unanimous consent, action on S.C.R. No. 6, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HUMAN SERVICES TO INCREASE

THE ELIGIBILITY CRITERIA FOR RECEIVING CHILD CARE SUBSIDIES,” was deferred indefinitely.

Senator Thielen, Chair of the Committee on Government Operations, rose to request a waiver pursuant to Senate Rule 21 for H.B. No. 118, H.D. 1, Proposed S.D. 1.

Senator Thielen noted:

“We did post House Bill 118 within the 72-hour requirement; however, we have a proposed Senate draft. It retains all the language in the original House Bill 118 but has some additional language that we were compiling from a number of organizations providing input, and we request a waiver for that proposed bill.”

The Chair granted the waiver.

Senator Thielen announced that the Committee on Government Operations would be holding a public hearing on H.B. No. 118, H.D. 1, Proposed S.D. 1, on Thursday, March 21, 2019, at 2:50 p.m. in Conference Room 225.

Senator Taniguchi, Chair of the Committee on Labor, Culture and the Arts, rose to request a waiver pursuant to Senate Rule 21 for H.B. No. 1582, H.D. 1.

Senator Taniguchi noted:

“Mr. President, House Bill 1582, House Draft 1, deals with concessions on public property whose operations provide historical and cultural information, goods, and services within the State Capital District. Contact yesterday from various parties interested in this measure resulted in a request for re-referral to your Committee on Labor, Culture and the Arts, which was approved by Senate President late yesterday.”

The Chair granted the waiver.

Senator Taniguchi announced that the Committee on Labor, Culture and the Arts would be holding a public hearing on H.B. No. 1582, H.D. 1 on Thursday, March 21, 2019, at 3:45 p.m. in Conference Room 224.

APPOINTMENT OF CONFEREES

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

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Dela Cruz, chair; Keith-Agaran, co-chair; English, Harimoto, Inouye, Kahele, Kanuha, Kidani, Moriwaki, Riviere, Shimabukuro, Taniguchi, Fevella as managers on the part of the Senate at such conference.

H.B. No. 116 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 116, and the request for a conference on the subject matter thereof, the President appointed Senators Dela Cruz, chair; Keith-Agaran, co-chair; English, Harimoto, Inouye, Kahele, Kanuha, Kidani, Moriwaki, Riviere, Shimabukuro, Taniguchi, Fevella as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:28 p.m., on motion by Senator Kahele, seconded by Senator English and carried, the Senate adjourned until 11:30 a.m., Wednesday, March 20, 2019.