

THIRTEENTH DAY**Wednesday, February 5, 2020**

The Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2020, convened at 11:36 a.m. with the President in the Chair.

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

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

At this time, the Chair thanked Ms. Susan Wong of Senator Keith-Agaran's office for sharing a Moment of Contemplation with the members of the Senate.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 549 to 564) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 549, submitting for consideration and confirmation as Director of the Office of Environmental Quality Control, Department of Health, the nomination of KATHLEEN S.Y. HO, term to expire June 30, 2023, was referred to the Committee on Agriculture and Environment.

Gov. Msg. No. 550, submitting for consideration and confirmation to the Land Use Commission, the nomination of DAWN CHANG, term to expire June 30, 2023, was referred to the Committee on Water and Land.

Gov. Msg. No. 551, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of KEVIN NAKAMURA, term to expire June 30, 2023, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 552, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of ROGER BABCOCK, JR, term to expire June 30, 2023, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 553, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of CHAD WALTON, term to expire June 30, 2023, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 554, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of ERIC BARSATAN, term to expire June 30, 2023, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 555, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of KAREN HOLT, term to expire June 30, 2021, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 556, submitting for consideration and confirmation to the Radiologic Technology Board, the nomination of JODI ANN NAKAOKA, term to expire June 30, 2022, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 557, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu

Service Area Board, the nomination of SIONE NAEATA, term to expire June 30, 2020, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 558, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of SIONE NAEATA, term to expire June 30, 2024, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 559, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of MARGARET JACKSON, term to expire June 30, 2022, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 560, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Maui Service Area Board, the nomination of SANDRA DIAZ, term to expire June 30, 2020, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 561, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Maui Service Area Board, the nomination of SANDRA DIAZ, term to expire June 30, 2024, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 562, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Hawaii Service Area Board, the nomination of STEVEN BRITAIN, term to expire June 30, 2020, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 563, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Hawaii Service Area Board, the nomination of STEVEN BRITAIN, term to expire June 30, 2024, was referred to the Committee on Commerce, Consumer Protection, and Health.

Gov. Msg. No. 564, informing the Senate that on February 4, 2020, the Governor withdrew the nomination of SAMANTHA MEEHAN-VANDIKE to the Board of Massage Therapy, under Gov. Msg. No. 522, from consideration by the Senate, was placed on file.

In compliance with Gov. Msg. No. 564, the nomination listed under Gov. Msg. No. 522 was returned.

STANDING COMMITTEE REPORTS

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2339) recommending that S.B. No. 2295, 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. 2295, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE-LEARNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2340) recommending that S.B. No. 2271, 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 Fevella and carried, the report of the Committee was adopted and S.B. No. 2271, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAFETY EQUIPMENT," passed Second Reading and was

referred to the Committee on Judiciary and the Committee on Ways and Means.

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2341) recommending that S.B. No. 2263, 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. 2263, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2342) recommending that S.B. No. 2261, 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. 2261, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 2343) recommending that S.B. No. 2005 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 Fevella and carried, the report of the Committee was adopted and S.B. No. 2005, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Second Reading and was referred to the Committee on Judiciary and the Committee on Ways and Means.

Senator Inouye, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 2344) recommending that S.B. No. 2260 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. 2260, entitled: "A BILL FOR AN ACT RELATING TO CIVIL IDENTIFICATION CARDS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Inouye, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 2345) recommending that S.B. No. 2649 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 Committee was adopted and S.B. No. 2649, entitled: "A BILL FOR AN ACT RELATING TO TOUR AIRCRAFT," passed Second Reading and was referred to the Committee on Commerce, Consumer Protection, and Health.

Senator Chang, for the majority of the Committee on Housing, presented a report (Stand. Com. Rep. No. 2346) recommending that S.B. No. 2043, 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 Fevella and carried, the report of the majority of the Committee was adopted and S.B. No. 2043, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONDOMINIUMS ON STATE LAND," passed Second Reading and was referred to the Committee on Judiciary and the Committee on Ways and Means.

Senator Chang, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 2347) recommending that S.B. No. 2042, 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. 2042, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chang, for the majority of the Committee on Housing, presented a report (Stand. Com. Rep. No. 2348) recommending that S.B. No. 2046, 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 Fevella and carried, the report of the majority of the Committee was adopted and S.B. No. 2046, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE IX, SECTION 5, OF THE HAWAII STATE CONSTITUTION, TO REQUIRE THE STATE TO PRODUCE ENOUGH HOUSING TO MEET DEMAND," passed Second Reading and was referred to the Committee on Judiciary and the Committee on Ways and Means.

Senator Chang, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 2349) recommending that S.B. No. 2032 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. 2032, entitled: "A BILL FOR AN ACT RELATING TO RENTAL DISCRIMINATION," passed Second Reading and was referred to the Committee on Judiciary.

Senator Chang, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 2350) recommending that S.B. No. 2036, 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. 2036, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2351) recommending that S.B. No. 2485, 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. 2485, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2352) recommending that S.B. No. 2052, 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. 2052, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOAN FORGIVENESS FOR EARLY CHILDHOOD EDUCATION PROFESSIONALS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ruderman, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 2353) recommending

that S.B. No. 2181 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. 2181, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," passed Second Reading and was referred to the Committee on Judiciary.

Senator Shimabukuro, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2354) recommending that S.B. No. 2414 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 Fevella and carried, the report of the Committee was adopted and S.B. No. 2414, 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. 2355) recommending that S.B. No. 2369, 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. 2369, 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 Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 2356) recommending that S.B. No. 30, as amended in S.D. 1, be recommitted to the Committee on Commerce, Consumer Protection, and Health.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 30, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was recommitted to the Committee on Commerce, Consumer Protection, and Health.

Senators Nishihara and Chang, for the Committee on Public Safety, Intergovernmental, and Military Affairs and the Committee on Housing, presented a joint report (Stand. Com. Rep. No. 2357) recommending that S.B. No. 2212, 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 joint report of the Committees was adopted and S.B. No. 2212, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCLUSIONARY ZONING," passed Second Reading and was referred to the Committee on Judiciary.

Senators Shimabukuro and Kahele, for the Committee on Hawaiian Affairs and the Committee on Water and Land, presented a joint report (Stand. Com. Rep. No. 2358) recommending that S.B. No. 3018 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the joint report of the Committees was adopted and S.B. No. 3018, entitled: "A BILL FOR AN ACT RELATING TO TRADITIONAL HAWAIIAN PRACTICES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2359) recommending that

S.B. No. 2480, 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. 2480, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE ORDERS," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

S.B. No. 2058, S.D. 1:

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, S.B. No. 2058, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CORPORATE DIVIDENDS RECEIVED DEDUCTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2066, S.D. 1:

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, S.B. No. 2066, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 2309, S.D. 1:

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, S.B. No. 2309, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 2338 (S.B. No. 840):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 2338 was adopted and S.B. No. 840, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

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. 30	Committee on Commerce, Consumer Protection, and Health, then to the Committee on Judiciary
S.B. No. 2996	Committee on Judiciary
S.B. No. 2997	Committee on Judiciary, then to the Committee on Ways and Means
S.B. No. 3025	Committee on Transportation, then to the Committee on Judiciary
S.B. No. 3046	Committee on Judiciary
S.B. No. 3052	Jointly to the Committee on Agriculture and Environment and the Committee on Water and Land, then jointly to the Committee on

Judiciary and the Committee on Ways and Means

ADJOURNMENT

At 11:40 a.m., on motion by Senator Kahele, seconded by Senator Fevella and carried, the Senate adjourned until 11:30 a.m., Thursday, February 6, 2020.