

THIRTY-SIXTH DAY

Wednesday, May 13, 2020

The Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2020, convened at 11:42 a.m. with the President in the Chair.

The Roll was called showing all Senators present, with Senators Chang and Rhoads present and participating via videoconference, and with the exception of Senators Harimoto and Ruderman who were excused.

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

The Chair greeted Senate Communications Director Jesse Broder Van Dyke, who was seated in the gallery.

STANDING COMMITTEE REPORTS

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 3463) recommending that H.B. No. 2532, 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 Fevella and carried, the report of the Committee was adopted and H.B. No. 2532, 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 Ways and Means.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 3464) recommending that H.B. No. 2181, 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 Fevella and carried, the report of the Committee was adopted and H.B. No. 2181, H.D. 1, 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. 3465) recommending that H.B. No. 2193, H.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 H.B. No. 2193, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE," 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. 3466) recommending that H.B. No. 2624, 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 Fevella and carried, the report of the Committee was adopted and H.B. No. 2624, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," 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. 3467) recommending that H.B. No. 2110, 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 Fevella and carried, the report of the Committee was adopted and H.B. No. 2110, H.D. 1, 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.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3468) recommending that H.B. No. 2323, 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 Fevella and carried, the report of the Committee was adopted and H.B. No. 2323, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MORTGAGE LOAN RECOVERY FUND," passed Second Reading and was referred to the Committee on Judiciary and the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3469) recommending that H.B. No. 2454, 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 Fevella and carried, the report of the Committee was adopted and H.B. No. 2454, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRITICAL ELECTRICAL INFRASTRUCTURE," 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. 3470) recommending that H.B. No. 2315, H.D. 3, 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 H.B. No. 2315, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING TRUST FUNDS," 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. 3471) recommending that H.B. No. 2420, H.D. 2, 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 H.B. No. 2420, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION," 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. 3472) recommending that H.B. No. 2499, 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 Fevella and carried, the report of the Committee was adopted and H.B. No. 2499, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS

CORPORATION,” 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. 3473) recommending that H.B. No. 2726, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means and the Committee on Judiciary.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and H.B. No. 2726, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR,” passed Second Reading and was referred to the Committee on Ways and Means and the Committee on Judiciary.

Senators Baker and Gabbard, for the Committee on Commerce, Consumer Protection, and Health and the Committee on Agriculture and Environment, presented a joint report (Stand. Com. Rep. No. 3474) recommending that H.B. No. 2718, 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 Fevella and carried, the joint report of the Committees was adopted and H.B. No. 2718, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CLIMATE CHANGE MITIGATION AND ADAPTATION,” 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. 3475) recommending that H.B. No. 1637, 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 Fevella and carried, the report of the Committee was adopted and H.B. No. 1637, H.D. 1, 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.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3476) recommending that H.B. No. 1662, 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 Fevella and carried, the report of the Committee was adopted and H.B. No. 1662, H.D. 2, 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.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3477) recommending that H.B. No. 2097, H.D. 2, 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 H.B. No. 2097, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS,” 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. 3478) recommending that H.B. No. 1633, H.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

H.B. No. 1633, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AUDITORY DEVICES,” 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. 3479) recommending that H.B. No. 2041, 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 Fevella and carried, the report of the Committee was adopted and H.B. No. 2041, H.D. 1, 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.

Senators Baker and Kidani, for the Committee on Commerce, Consumer Protection, and Health and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 3480) recommending that H.B. No. 2457, 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 Fevella and carried, the joint report of the Committees was adopted and H.B. No. 2457, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE YOUTH VAPING EPIDEMIC,” passed Second Reading and was referred to the Committee on Judiciary and the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3481) recommending that H.B. No. 1882, 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 Fevella and carried, the report of the Committee was adopted and H.B. No. 1882, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NONDEPOSITORY TRUSTS,” 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. 3482) recommending that the Senate advise and consent to the nomination of LEODOLOFF ASUNCION, JR. to the Public Utilities Commission, in accordance with Gov. Msg. No. 541.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3482 and Gov. Msg. No. 541 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3483) recommending that the Senate advise and consent to the nomination of BRIAN CHEN to the Board of Speech Pathology and Audiology, in accordance with Gov. Msg. No. 534.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3483 and Gov. Msg. No. 534 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3484) recommending that the Senate advise and consent to the nomination of JAMES PLEISS to the Hawai'i Board of Chiropractic, in accordance with Gov. Msg. No. 535.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3484 and Gov. Msg. No. 535 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3485) recommending that the Senate advise and consent to the nomination of FRANKLIN DAO to the Hawai'i Medical Board, in accordance with Gov. Msg. No. 538.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3485 and Gov. Msg. No. 538 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3486) recommending that the Senate advise and consent to the nomination of MARGARET WILLIAMS to the State Board of Barbering and Cosmetology, in accordance with Gov. Msg. No. 544.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3486 and Gov. Msg. No. 544 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3487) recommending that the Senate advise and consent to the nominations to the Board of Acupuncture of the following:

DEBORAH MCMENEMY, in accordance with Gov. Msg. No. 512; and

JONI KROLL, in accordance with Gov. Msg. No. 513.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3487 and Gov. Msg. Nos. 512 and 513 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3488) recommending that the Senate advise and consent to the nominations to the Board of Dentistry of the following:

JOSEPH CHU, in accordance with Gov. Msg. No. 514; and

ANDREW TSEU, in accordance with Gov. Msg. No. 515.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3488 and Gov. Msg. Nos. 514 and 515 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3489) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Hurricane Relief Fund of the following:

SCOTT EBELL, in accordance with Gov. Msg. No. 516; and

CORY MITSUI, in accordance with Gov. Msg. No. 517.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3489 and Gov. Msg. Nos. 516 and 517 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3490) recommending that the Senate advise and consent to the nominations to the Board of Electricians and Plumbers of the following:

CHARLES TANABE, in accordance with Gov. Msg. No. 518;

SHEUNG MAN WONG, in accordance with Gov. Msg. No. 519;

ROBERT BARRETT, in accordance with Gov. Msg. No. 520; and

JASON TAKARA, in accordance with Gov. Msg. No. 521.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3490 and Gov. Msg. Nos. 518, 519, 520, and 521 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3491) recommending that the Senate advise and consent to the nominations to the Board of Naturopathic Medicine of the following:

DAVID KERN, in accordance with Gov. Msg. No. 523;

KRISTEN COLES, in accordance with Gov. Msg. No. 524; and

JOY KIMURA, in accordance with Gov. Msg. No. 525.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3491 and Gov. Msg. Nos. 523, 524, and 525 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3492) recommending that the Senate advise and consent to the nominations to the Board of Pharmacy of the following:

PATRICK ADAMS, in accordance with Gov. Msg. No. 526; and

SHERI TOKUMARU, in accordance with Gov. Msg. No. 527.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3492 and Gov. Msg. Nos. 526 and 527 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3493) recommending that the Senate advise and consent to the nominations to the Boards of Private Detectives and Guards of the following:

ALBERT DENIS, in accordance with Gov. Msg. No. 528; and

DOUGLAS INOUYE, in accordance with Gov. Msg. No. 529.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3493 and Gov. Msg. Nos. 528 and 529 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3494) recommending that the Senate advise and consent to the nominations to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects of the following:

JANET PRIMIANO, in accordance with Gov. Msg. No. 530;

JAY ISHIBASHI, in accordance with Gov. Msg. No. 531; and

MARC VENTURA, in accordance with Gov. Msg. No. 532.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3494 and Gov. Msg. Nos. 530, 531, and 532 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3495) recommending that the Senate advise and consent to the nominations to the Hawai'i Board of Veterinary Medicine of the following:

AILEEN WADA, in accordance with Gov. Msg. No. 536; and

CLAYTON MATCHETT, in accordance with Gov. Msg. No. 537.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3495 and Gov. Msg. Nos. 536 and 537 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3496) recommending that the Senate advise and consent to the nominations to the Pest Control Board of the following:

DAVID LAU, in accordance with Gov. Msg. No. 539; and

JULIAN YATES III, in accordance with Gov. Msg. No. 540.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3496 and Gov. Msg. Nos. 539 and 540 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3497) recommending that the Senate advise and consent to the nominations to the Real Estate Commission of the following:

DERRICK YAMANE, in accordance with Gov. Msg. No. 542; and

NIKKI SENTER, in accordance with Gov. Msg. No. 543.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3497 and Gov. Msg. Nos. 542 and 543 was deferred until Thursday, May 14, 2020.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3498) recommending that the Senate advise and consent to the nominations to the State Board of Nursing of the following:

AMY STONE MURALI, in accordance with Gov. Msg. No. 545;

BENJAMIN RAMOS, in accordance with Gov. Msg. No. 546; and

JOMEL DULDULAO, in accordance with Gov. Msg. No. 547.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3498 and Gov. Msg. Nos. 545, 546, and 547 was deferred until Thursday, May 14, 2020.

ADJOURNMENT

At 11:44 a.m., on motion by Senator Kahele, seconded by Senator Fevella and carried, the Senate adjourned until 11:30 a.m., Thursday, May 14, 2020.