

THIRTY-EIGHTH DAY

Friday, May 15, 2020

The Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2020, convened at 12:00 p.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, Ruderman, and Thielen who were excused.

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

STANDING COMMITTEE REPORTS

Senator Dela Cruz, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3499) recommending that H.B. No. 117, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and H.B. No. 117, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Second Reading and was placed on the calendar for Third Reading on Monday, May 18, 2020.

Senators Thielen and Taniguchi, for the Committee on Government Operations and the Committee on Labor, Culture and the Arts, presented a joint report (Stand. Com. Rep. No. 3500) recommending that H.B. No. 2533, 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. 2533, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE STATE ARCHIVES," 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. 3501) recommending that H.B. No. 2124, 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. 2124, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF ETHICS," passed Second Reading and was referred to the Committee on Judiciary.

Senators Inouye and Baker, for the Committee on Transportation and the Committee on Commerce, Consumer Protection, and Health, presented a joint report (Stand. Com. Rep. No. 3502) recommending that H.B. No. 2162, H.D. 2 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 H.B. No. 2162, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOWING," 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. 3503) recommending that S.R. No. 12 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.R. No. 12, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO AUTHORIZE THE

NATIONAL TRANSPORTATION SAFETY BOARD TO ADOPT AND ENFORCE REGULATIONS FOR INCREASED SAFETY STANDARDS FOR HELICOPTERS AND SMALL AIRCRAFT THAT CHARGE FEES FOR CARRYING PASSENGERS ON RECREATIONAL FLIGHTS," was referred to the Committee on Judiciary.

Senators Thielen and Taniguchi, for the Committee on Government Operations and the Committee on Labor, Culture and the Arts, presented a joint report (Stand. Com. Rep. No. 3504) recommending that S.R. No. 66, as amended in S.D. 1, be referred to the Committee on Commerce, Consumer Protection, and Health.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the joint report of the Committees was adopted and S.R. No. 66, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY RELATING TO STATUTORY AUTHORITY TO ALLOW COLLECTIVE NEGOTIATION BETWEEN PHYSICIANS AND HEALTH CARE INSURERS IN HAWAII TO RESTRAIN OR BALANCE THE MONOPSONISTIC MARKET POWER OF HEALTHCARE INSURERS OVER INDEPENDENT PHYSICIANS," was referred to the Committee on Commerce, Consumer Protection, and Health.

Senator Inouye, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 3505) recommending that S.C.R. No. 11 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.C.R. No. 11, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO AUTHORIZE THE NATIONAL TRANSPORTATION SAFETY BOARD TO ADOPT AND ENFORCE REGULATIONS FOR INCREASED SAFETY STANDARDS FOR HELICOPTERS AND SMALL AIRCRAFT THAT CHARGE FEES FOR CARRYING PASSENGERS ON RECREATIONAL FLIGHTS," was referred to the Committee on Judiciary.

Senators Thielen and Taniguchi, for the Committee on Government Operations and the Committee on Labor, Culture and the Arts, presented a joint report (Stand. Com. Rep. No. 3506) recommending that S.C.R. No. 102, as amended in S.D. 1, be referred to the Committee on Commerce, Consumer Protection, and Health.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the joint report of the Committees was adopted and S.C.R. No. 102, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY RELATING TO STATUTORY AUTHORITY TO ALLOW COLLECTIVE NEGOTIATION BETWEEN PHYSICIANS AND HEALTH CARE INSURERS IN HAWAII TO RESTRAIN OR BALANCE THE MONOPSONISTIC MARKET POWER OF HEALTHCARE INSURERS OVER INDEPENDENT PHYSICIANS," was referred to the Committee on Commerce, Consumer Protection, and Health.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 3507) recommending that the Senate advise and consent to the nominations to the Commission on the Status of Women of the following:

EDITH IGNACIO NEUMILLER, in accordance with Gov. Msg. No. 611; and

STACEY MONIZ, in accordance with Gov. Msg. No. 612.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3507 and Gov. Msg. Nos. 611 and 612 was deferred until Monday, May 18, 2020.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 3508) recommending that the Senate advise and consent to the nomination of DANIEL FREUND to the Board of Registration of the Islands of Kauai and Niihau, in accordance with Gov. Msg. No. 648.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3508 and Gov. Msg. No. 648 was deferred until Monday, May 18, 2020.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 3509) recommending that the Senate advise and consent to the nominations to the Defender Council of the following:

CRAIG DE COSTA, in accordance with Gov. Msg. No. 677; and

CRYSTAL GAIL GLENDON, in accordance with Gov. Msg. No. 678.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3509 and Gov. Msg. Nos. 677 and 678 was deferred until Monday, May 18, 2020.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 3510) recommending that the Senate advise and consent to the nominations to the Civil Rights Commission of the following:

JOAN LEWIS, in accordance with Gov. Msg. No. 749; and

LIANN EBESUGAWA, in accordance with Gov. Msg. No. 750.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3510 and Gov. Msg. Nos. 749 and 750 was deferred until Monday, May 18, 2020.

The Clerk then announced:

“Members, we are moving to the Supplemental Order of the Day: Introduction of Measures.”

SENATE RESOLUTION

The following resolution (S.R. No. 198) was read by the Clerk and was placed on the calendar for adoption on Monday, May 18, 2020:

S.R. No. 198 “SENATE RESOLUTION ESTABLISHING THE SENATE SPECIAL COMMITTEE ON COVID-19 AS AN INVESTIGATING COMMITTEE.”

Offered by: Senators Dela Cruz, Baker, English, Fevella, Gabbard, Kahele, Kanuha, Keith-Agaran, Keohokalole, Kidani, Kim, Moriwaki, Nishihara.

STANDING COMMITTEE REPORTS

Senator Dela Cruz, for the Committee on Ways and Means presented a report (Stand. Com. Rep. No. 3511) recommending that H.B. No. 2725, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and H.B. No. 2725, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS,” passed Second Reading and was placed on the calendar for Third Reading on Monday, May 18, 2020.

Senator Dela Cruz, for the Committee on Ways and Means presented a report (Stand. Com. Rep. No. 3512) recommending that H.B. No. 2200, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and H.B. No. 2200, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE BUDGET,” passed Second Reading and was placed on the calendar for Third Reading on Monday, May 18, 2020.

Senator Dela Cruz, for the Committee on Ways and Means presented a report (Stand. Com. Rep. No. 3513) recommending that H.B. No. 1631, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kahele, seconded by Senator Fevella and carried, the report of the Committee was adopted and H.B. No. 1631 S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE BONDS,” passed Second Reading and was placed on the calendar for Third Reading on Monday, May 18, 2020.

ADJOURNMENT

At 12:03 p.m., on motion by Senator Kahele, seconded by Senator Fevella and carried, the Senate adjourned until 11:30 a.m., Monday, May 18, 2020.