

## FOURTEENTH DAY

Thursday, February 6, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Senior Pastor Mike Kai of Inspire Church, after which the Roll was called showing all Members present with the exception of Representative Yamane, who was excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirteenth Day was deferred.

## GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 187 and 188) were received and announced by the Clerk:

Gov. Msg. No. 187, dated January 31, 2014, requesting the immediate passage of H.B. No. 2305, Making an Emergency Appropriation to the Department of Health for the Developmental Disabilities Division. This measure appropriates \$500,000 in General Funds for ongoing services provided by the developmental disabilities division.

Gov. Msg. No. 188, dated January 31, 2014, requesting the immediate passage of H.B. No. 2316, Making an Emergency Appropriation to the Hawaii Health Systems Corporation. This measure appropriates \$15,500,000 in General Funds to support the functions of the Hawaii Health Systems Corporation.

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 7 and 8) were received and announced by the Clerk:

Sen. Com. No. 7, transmitting S.B. No. 2120, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," which passed Third Reading in the Senate on February 5, 2014.

Sen. Com. No. 8, transmitting S.B. No. 2026, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," which passed Third Reading in the Senate on February 5, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representative Yamane was excused.)

S.B. No. 2120  
S.B. No. 2026, SD 1

## DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 63 through 65) were received by the Clerk and were placed on file:

Dept. Com. No. 63, from the Public Utilities Commission, dated January 21, 2014, transmitting its Decision and Order No. 31810 regarding the application of Hawaii Water Service Company, Inc., for a general rate increase for its Pukalani Wastewater District, PUC Docket No. 2011-0148, pursuant to Section 269-16(f)(3), HRS.

Dept. Com. No. 64, from the Office of the Ombudsman, dated January 22, 2014, transmitting the Annual Report on Leave Sharing Program.

Dept. Com. No. 65, from the Hawaii State Ethics Commission, dated January 24, 2014, transmitting the Annual Report on Leave Sharing Program.

KA HUA 'ŌLELO O KA LĀ  
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

*"Mahalo ho'omalu 'ōlelo.*

*Ka hua 'ōlelo o ka lā – Make.*

*Make – to die, perish, defeated, beaten, dead, killed, unfortunate, to faint, death, fainting, danger of death, peril, deadly, faint, deceased, extinct, late, obsolete, poisonous, venomous.*

*Ina e ho'olohe 'ole ka pila kēia lā, ina e make ana ka pila i ka lā 'apōpō. If you don't have a hearing today, then the bill will die tomorrow.*

*Make, 'ōia ka hua 'ōlelo o ka lā. Death, the word of the day."*

## INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Awana introduced her intern, Mr. Cedric Gates, founder of Active Hawaii.

At 12:17 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:29 o'clock p.m.

## ORDER OF THE DAY

## SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representative Yamane was excused.)

## UNFINISHED BUSINESS

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 151-14) recommending that H.B. No. 1181, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1181, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

At 12:31 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1181, HD 2

## REPORTS OF STANDING COMMITTEES

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 178-14) recommending that H.B. No. 1715, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1715, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INVESTOR EDUCATION PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 179-14) recommending that H.B. No. 2018, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2018, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 180-14) recommending that H.B. No. 1855, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1855, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 181-14) recommending that H.B. No. 1689, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1689, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MAUNA KEA," passed Second Reading and was referred jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representative Yamane being excused.

Representatives Choy and McKelvey, for the Committee on Higher Education and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 182-14) recommending that H.B. No. 1996, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1996, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MAUI FOOD INNOVATION CENTER," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 183-14) recommending that H.B. No. 1967, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1967, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 184-14) recommending that H.B. No. 1744, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1744, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 185-14) recommending that H.B. No.

1492, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1492, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"In opposition with a brief comment, Mr. Speaker, if I may. Mr. Speaker, I'm going to break the rules and impute motive to this, because I know the author of this bill loves the University of Hawaii. It's like a father who says to the son when he beats the kid with the belt, 'this is gonna hurt me more than you.' The difficulty is, this is a beating which is going to take away all the funding, all the autonomy, all the essence of what the University of Hawaii is.

"I don't think that's the intention. I think this is a little bit of an overkill. It's like telling a runner, 'you haven't run fast enough,' so you beat him on the thighs so he runs farther and faster. It doesn't work, Mr. Speaker. I know there's a lot of frustration with the University. But cutting it in such a way to really take its fiscal blood away, I think is going to do more harm than good. But again, I think the intention is, let's make the University world class and better. But this is not the best way to go about making it better. Thank you, Mr. Speaker."

Representative Hanohano rose to speak in opposition to the measure, stating:

*"Kako'o 'ole. A'ole au e makemake kēia pila. A'ohe pono kēia pila. Mahalo.*

"In opposition. I don't like the bill because it's not done correctly. Mahalo."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

At 12:35 o'clock p.m., Representative McKelvey requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:35 o'clock p.m.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1492, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano, McDermott and Ward voting no, and with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 186-14) recommending that H.B. No. 2007, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2007, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 187-14) recommending that H.B. No. 2009 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2009, entitled: "A BILL FOR AN ACT RELATING TO THE MILK

CONTROL," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 188-14) recommending that H.B. No. 2169 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 2169 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2169, entitled: "A BILL FOR AN ACT RELATING TO TOURISM STIMULUS INCENTIVES," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 189-14) recommending that H.B. No. 1901, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1901, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 190-14) recommending that H.B. No. 1902, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1902, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1902, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 191-14) recommending that H.B. No. 2288 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 2288, entitled: "A BILL FOR AN ACT RELATING TO THE

DEPARTMENT OF HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 192-14) recommending that H.B. No. 2435 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2435, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 193-14) recommending that H.B. No. 1654, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1654, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 194-14) recommending that H.B. No. 1579 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1579, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 195-14) recommending that H.B. No. 1765, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1765, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SANDALWOOD," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 196-14) recommending that H.B. No. 1905, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1905, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 197-14) recommending that H.B. No. 2044 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 2044 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2044, entitled: "A BILL FOR

AN ACT RELATING TO BUREAU OF CONVEYANCES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 198-14) recommending that H.B. No. 2559, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2559, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KAWAINUI," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 199-14) recommending that H.B. No. 1976, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1976, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

At 12:40 o'clock p.m., Representative Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:42 o'clock p.m.

Representative Oshiro rose, stating:

"Thank you very much, Mr. Speaker. I had a chance to speak with the Chair of the Labor Committee, and my concerns have been addressed. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1976, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 200-14) recommending that H.B. No. 2642 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2642, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

At 12:43 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:43 o'clock p.m.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 201-14) recommending that H.B. No. 1956 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1956, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 202-14) recommending that H.B. No. 2220 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2220, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 203-14) recommending that H.B. No. 1814, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1814, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF WAGES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 204-14) recommending that H.B. No. 272, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 272, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKPLACE PRACTICES," was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 205-14) recommending that H.B. No. 2326 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2326, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION TO ASSIST DAM AND RESERVOIR OWNERS," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representatives Hashem and Carroll, for the Committee on Housing and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 206-14) recommending that H.B. No. 2560, as amended in HD 1, pass Second Reading and be referred to the Committee on Agriculture.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 2560, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE HOMES," passed Second Reading and was referred to the Committee on Agriculture, with Representative Yamane being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 207-14) recommending that H.B. No. 2448, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2448, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 208-14)

recommending that H.B. No. 2060, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2060, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representative Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 209-14) recommending that H.B. No. 2440, as amended in HD 1, pass Second Reading and be referred to the Committee on Legislative Management.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2440, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE CAPITOL AREA," passed Second Reading and was referred to the Committee on Legislative Management, with Representative Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 210-14) recommending that H.B. No. 1999, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1999, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1999, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC UTILITIES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Fale voting no, and with Representative Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 211-14) recommending that H.B. No. 1943, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1943, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Belatti rose to speak in support of the measure with reservations, stating:

"With strong reservations."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1943, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MODERNIZATION OF THE HAWAII ELECTRIC SYSTEM," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Fale and Hanohano voting no, and with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 212-14) recommending that H.B. No. 601, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 601, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT," passed Second Reading and was placed on the calendar for Third Reading, with Representative Yamane being excused.

### THIRD READING

#### H.B. No. 1420, HD 1:

Representative Saiki moved that H.B. No. 1420, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 1420, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE ANIMALS," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

#### H.B. No. 2539:

Representative Saiki moved that H.B. No. 2539 pass Third Reading, seconded by Representative Cabanilla.

Representative Say rose to speak in support of the measure, stating:

"In strong support and written comments."

Representative Say's written remarks are as follows:

"*Aloha* Mr. Speaker. I rise in strong support to HB 2539, Relating to Saint Marianne Cope Day.

"On November 8, 1883, the SS Mariposa entered the harbor of Honolulu and the bells of Our Lady of Peace Cathedral rang loud and strong as crowds gathered on the wharf to witness the arrival of the Saint Francis Sisters from Syracuse, New York. Those seven heroic women came because they listened to the heart of Jesus Christ and answered the cry of our Native Hawaiians who were dying of Hansen's disease.

"Mother Marianne's hard work and commitment in the community was treasured by the King and Queen of Hawaii, as was evident in the high honor she received. She was presented the Medal of Royal Order of Kapiolani by King Kalakaua. Her desire to serve the poor and outcast among us continues to motivate each and every one of us to make a difference in Hawaii's landscape of social justice of Love, Respect, Mercy, Forgiveness and Compassion. Mother Marianne's passion in assisting the patients of Hawaiian Ancestry (Hansen's Disease) should motivate each and every one of us to make a difference in this community.

"In 1884, at the request of the government, she established Malulani Hospital, the first general hospital on the island of Maui. As a woman of strength and deep character, Mother Marianne convinced government officials that there was a vital need to save the homeless female children of patients with Hansen's Disease and opened the Kapiolani Home.

"I am pleased that the State Legislature has honored this wonderful woman who taught this community a great deal about love, commitment and care of the sick and dying. Proudly we pray that each January 23rd, the community will pause and consider this Saint for all that reminds us that the life and dignity of every human person is indeed precious and sacred!

"Thank you, Mr. Speaker."

Representative Awana rose to speak in support of the measure, stating:

"Strong support. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 2539, entitled: "A BILL FOR AN ACT RELATING TO SAINT MARIANNE COPE DAY," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

**H.B. No. 1846:**

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1846, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT JURISDICTION," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

**H.B. No. 1845:**

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1845, entitled: "A BILL FOR AN ACT RELATING TO JURY TRIAL," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

At 12:51 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1420, HD 1  
H.B. No. 2539  
H.B. No. 1846  
H.B. No. 1845

**ANNOUNCEMENTS**

Representative Thielen: "Thank you, Mr. Speaker. I was so excited I started to pop up before it came to announcements. Mr. Speaker, I'm delighted to tell you and colleagues that Congress has passed the Farm Act, and the President will be signing it. Of particular relevance to Hawaii and to us, is Section 7606. What it says is, 'notwithstanding the Controlled Substances Act, or any other Federal law, an institution of higher education or a State department of agriculture may grow or cultivate industrial hemp.'

"So the crop has been freed, we can now grow it for research purposes in our state without any requirement to get a DEA permit or any other restrictions. It's a wonderful day, and my staff checked back with the Senate Committee on Agriculture in Washington, D.C. They confirmed, 'Yes, Section 7606 of the Farm Act legalizes industrial hemp research for higher education institutions and ag departments, if your state has already legalized industrial hemp research.' And, of importance to Hawaii, the same provision applies, that it is still legal to grow industrial hemp for research purposes in the state after we pass a bill, providing that that will be done.

"Our Body, Mr. Speaker, passed House Bill 154 unanimously. Went through two Senate committees. It is now waiting for final action in the final Senate committee. It's tremendously exciting, because there's no DEA requirement whatsoever, to have this measure move forward. So my colleague in Wahiawa soon will see industrial hemp research taking place

on the Dole agricultural land, and Dole has given us the use of the land at no cost. So no state money involved, no Finance implications, no Ways and Means implications. The crop has finally been set free. Thank you, Mr. Speaker."

At 12:54 o'clock p.m., Representative Evans requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:57 o'clock p.m.

Representative Evans, for the Committees on Water & Land, and Ocean, Marine Resources, & Hawaiian Affairs, requested a waiver of the 48-hour advanced notice requirement for the purpose of reconsidering a prior decision made on the following measure on Friday, February 7, 2014, at 9 a.m. in Conference Room 325, and the Chair "so ordered."

H.B. No. 325, Relating to Smoking.

Representative Nakashima, for the Committee on Labor & Public Employment, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Friday, February 7, 2014, at 9 a.m. in Conference Room 309, and the Chair "so ordered."

H.B. No. 2347, HD 1, Relating to Department of Taxation Criminal Investigators.

Representative Cabanilla: "I just want to invite you and the Members, Mr. Speaker. There is a caregivers meeting at the Auditorium at 5 p.m. today, 5-7 p.m. So I wish that you and the Members can stop by and say hello. Thank you, Mr. Speaker."

At this time, the Chair stated:

"Before we adjourn, I want to announce that the Triple Referral deadline is tonight at 6 p.m. Triple Referral."

**COMMITTEE REASSIGNMENTS**

The following measures were re-referred to committee by the Speaker:

<u>H.B. Nos.</u>	<u>Re-referred to:</u>
1545, HD1	Committee on Higher Education, then to the Committee on Finance
2124	Committee on Judiciary
2311	Committee on Health, then to the Committee on Consumer Protection & Commerce

**ADJOURNMENT**

At 1:00 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 7, 2014. (Representative Yamane was excused.)