

## SIXTIETH DAY

**Thursday, May 1, 2014**

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 10:14 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Representative Chris Lee, after which the Roll was called showing all Members present with the exception of Representative Ito, who was excused.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, reading of the Journal was dispensed with and the Journals of the Twentieth, Twenty-First, Twenty-Second, Twenty-Third, Twenty-Fourth, Twenty-Fifth, Twenty-Sixth, Twenty-Seventh, Twenty-Eighth, Twenty-Ninth, Thirtieth, Thirty-First, Thirty-Second, Thirty-Third, Thirty-Fourth, Thirty-Fifth, Thirty-Sixth, Thirty-Seventh, Thirty-Eighth, Thirty-Ninth, Fortieth, Forty-First, Forty-Second, Forty-Third, Forty-Fourth, Forty-Fifth and Forty-Sixth Days were approved. (Representatives Ito and Nishimoto were excused.)

## GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 254 and 255, and 1152 through 1166) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 254, dated April 20, 2014, transmitting the 2013 Annual Report of the Natural Energy Laboratory of Hawaii Authority, prepared by the Department of Business, Economic Development and Tourism pursuant to Chapter 227D, HRS, as amended by Act 231, SLH 2001.

Gov. Msg. No. 255, dated April 23, 2014, transmitting the 2013 Renewable Energy Report, prepared by HawaiiGas for the Public Utilities Commission pursuant to Section 269-45, HRS.

Gov. Msg. No. 1152, informing the House that on April 28, 2014, the following bill was signed into law:

S.B. No. 2775, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY." (ACT 052)

Gov. Msg. No. 1153, informing the House that on April 28, 2014, the following bill was signed into law:

S.B. No. 2875, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENDANGERED SPECIES RECOVERY COMMITTEE." (ACT 053)

Gov. Msg. No. 1154, informing the House that on April 28, 2014, the following bill was signed into law:

S.B. No. 2882, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT." (ACT 054)

Gov. Msg. No. 1155, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2658, SD 3, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY." (ACT 055)

Gov. Msg. No. 1156, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2175, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP." (ACT 056)

Gov. Msg. No. 1157, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 286, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM." (ACT 057)

Gov. Msg. No. 1158, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 716, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISCIPLINARY AUTHORITY OF THE BOARD OF PUBLIC ACCOUNTANCY." (ACT 058)

Gov. Msg. No. 1159, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 1300, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO A FIDUCIARY'S STANDARD OF CARE AND PERFORMANCE." (ACT 059)

Gov. Msg. No. 1160, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 1503, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE." (ACT 060)

Gov. Msg. No. 1161, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 1866, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY." (ACT 061)

Gov. Msg. No. 1162, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 1881, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING." (ACT 062)

Gov. Msg. No. 1163, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 1882, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS." (ACT 063)

Gov. Msg. No. 1164, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 1938, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS." (ACT 064)

Gov. Msg. No. 1165, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 2045, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS." (ACT 065)

Gov. Msg. No. 1166, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 2269, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE." (ACT 066)

## SUPPLEMENTAL CALENDAR #1

## GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1167 through 1175) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1167, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 2666, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION." (ACT 067)

Gov. Msg. No. 1168, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2249, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS." (ACT 068)

Gov. Msg. No. 1169, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2467, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS." (ACT 069)

Gov. Msg. No. 1170, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2481, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES." (ACT 070)

Gov. Msg. No. 1171, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2726, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION." (ACT 071)

Gov. Msg. No. 1172, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2898, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSING." (ACT 072)

Gov. Msg. No. 1173, dated April 30, 2014, informing the House that on April 30, 2014, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: HB1830 HD2 SD1

HB1830 HD2 SD1, entitled "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

Consistent with the position I took on Act 227, Session Laws of Hawaii, 2011, the promotion of consistent and transparent arbitration proceedings is laudable, I continue to be concerned that the arbitrator has a different role than an appraiser.

For the foregoing reasons, HB1830 HD2 SD1 will become law as ACT 73 (14), Session Laws of Hawaii 2014, effective April 30, 2014, without my signature.

Sincerely,  
/s/ Neil Abercrombie  
NEIL ABERCROMBIE  
Governor, State of Hawaii"

Gov. Msg. No. 1174, dated April 30, 2014, informing the House that on April 30, 2014, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: HB2496 HD1 SD1

HB2496 HD1 SD1, entitled "A BILL FOR AN ACT RELATING TO HAWAII LABOR RELATIONS BOARD" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to amend the procedures by which regular and acting members of the Hawaii Labor Relations Board are appointed by the Governor.

As this bill went through the legislative process, several state departments and agencies expressed serious concerns regarding this measure. I encourage the Legislature to further review this issue next session.

Because of the foregoing reasons, HB2496 HD1 SD1 will become law as ACT 074 (14), Session Laws of Hawaii 2014, effective April 30, 2014, without my signature.

Sincerely,  
/s/ Neil Abercrombie  
NEIL ABERCROMBIE  
Governor, State of Hawaii"

Gov. Msg. No. 1175, dated April 30, 2014, informing the House that on April 30, 2014, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: HB1977 HD2 SD1

HB1977 HD2 SD1, entitled "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to amend statutory provisions pertaining to interest arbitration to provide that the "final positions" submitted to arbitration panels by public employers and exclusive representatives may only include proposals that were previously exchanged by the parties and fully "bargained" to impasse.

As this bill went through the legislative process, several departments and agencies expressed serious concerns regarding this measure. I encourage the Legislature to further review this issue next session.

Because of this, HB1977 HD2 SD1 will become law as ACT 075 (14), Session Laws of Hawaii 2014, effective April 30, 2014, without my signature.

Sincerely,  
/s/ Neil Abercrombie  
NEIL ABERCROMBIE  
Governor, State of Hawaii"

## ORDINARY CALENDAR

### SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 719 through 722) were received and announced by the Clerk:

Sen. Com. No. 719, dated April 29, 2014, informing the House that the following bill has this day passed Final Reading:

H.B. No. 1700, HD 1, SD 1, CD 1

Sen. Com. No. 720, dated April 29, 2014, informing the House that the following bills have this day passed Final Reading:

H.B. No. 238, HD 1, SD 2, CD 1  
H.B. No. 452, HD 1, SD 1, CD 1  
H.B. No. 611, HD 1, SD 1, CD 1  
H.B. No. 648, HD 1, SD 1, CD 1

H.B. No. 737, HD 2, SD 1, CD 1  
 H.B. No. 748, HD 2, SD 1, CD 1  
 H.B. No. 849, HD 2, SD 2, CD 1  
 H.B. No. 866, HD 2, SD 2, CD 1  
 H.B. No. 1288, HD 1, SD 1, CD 1  
 H.B. No. 1514, HD 1, SD 2, CD 1  
 H.B. No. 1539, HD 1, SD 2, CD 1  
 H.B. No. 1564, HD 1, SD 1, CD 1  
 H.B. No. 1604, HD 2, SD 1, CD 1  
 H.B. No. 1618, HD 1, SD 1, CD 1  
 H.B. No. 1635, SD 1, CD 1  
 H.B. No. 1638, HD 2, SD 2, CD 1  
 H.B. No. 1641, SD 1, CD 1  
 H.B. No. 1671, HD 1, SD 1, CD 1  
 H.B. No. 1692, HD 2, SD 2, CD 1  
 H.B. No. 1702, HD 2, SD 2, CD 1  
 H.B. No. 1706, HD 1, SD 1, CD 1  
 H.B. No. 1712, SD 1, CD 1  
 H.B. No. 1714, HD 1, SD 2, CD 1  
 H.B. No. 1723, HD 2, SD 1, CD 1  
 H.B. No. 1750, HD 1, SD 1, CD 1  
 H.B. No. 1752, HD 1, SD 2, CD 1  
 H.B. No. 1772, HD 1, SD 1, CD 1  
 H.B. No. 1811, HD 1, SD 1, CD 1  
 H.B. No. 1814, HD 2, SD 2, CD 1  
 H.B. No. 1823, HD 1, SD 1, CD 1  
 H.B. No. 1926, HD 1, SD 1, CD 1  
 H.B. No. 1931, HD 1, SD 2, CD 1  
 H.B. No. 1942, HD 1, SD 1, CD 1  
 H.B. No. 1943, HD 2, SD 2, CD 1  
 H.B. No. 1951, HD 1, SD 2, CD 1  
 H.B. No. 1966, HD 1, SD 2, CD 1  
 H.B. No. 1993, SD 2, CD 1  
 H.B. No. 2003, HD 1, SD 1, CD 1  
 H.B. No. 2009, SD 1, CD 1  
 H.B. No. 2034, HD 2, SD 1, CD 1  
 H.B. No. 2037, HD 1, SD 1, CD 1  
 H.B. No. 2038, HD 1, SD 2, CD 1  
 H.B. No. 2051, HD 1, SD 2, CD 1  
 H.B. No. 2052, HD 2, SD 2, CD 1  
 H.B. No. 2053, HD 1, SD 1, CD 1  
 H.B. No. 2094, HD 1, SD 1, CD 1  
 H.B. No. 2116, HD 2, SD 1, CD 1  
 H.B. No. 2139, HD 1, SD 1, CD 1  
 H.B. No. 2147, HD 1, SD 2, CD 1  
 H.B. No. 2152, HD 1, SD 2, CD 1  
 H.B. No. 2163, HD 2, SD 1, CD 1  
 H.B. No. 2179, HD 1, SD 1, CD 1  
 H.B. No. 2188, HD 1, SD 1, CD 1  
 H.B. No. 2205, HD 1, SD 1, CD 1  
 H.B. No. 2213, HD 1, SD 1, CD 1  
 H.B. No. 2224, HD 2, SD 2, CD 1  
 H.B. No. 2243, HD 1, SD 1, CD 1  
 H.B. No. 2246, HD 1, SD 1, CD 1  
 H.B. No. 2251, HD 1, SD 1, CD 1  
 H.B. No. 2273, SD 2, CD 1  
 H.B. No. 2288, HD 1, SD 1, CD 1  
 H.B. No. 2293, HD 2, SD 2, CD 1  
 H.B. No. 2304, HD 2, SD 2, CD 1  
 H.B. No. 2363, HD 2, SD 2, CD 1  
 H.B. No. 2400, SD 1, CD 1  
 H.B. No. 2401, HD 2, SD 2, CD 1  
 H.B. No. 2413, HD 1, SD 1, CD 1  
 H.B. No. 2427, HD 1, SD 1, CD 1  
 H.B. No. 2434, HD 2, SD 2, CD 1  
 H.B. No. 2448, HD 2, SD 1, CD 1  
 H.B. No. 2464, HD 1, SD 1, CD 1  
 H.B. No. 2509, HD 1, SD 2, CD 1  
 H.B. No. 2543, SD 1, CD 1  
 H.B. No. 2560, HD 2, SD 2, CD 1  
 H.B. No. 2581, HD 3, SD 2, CD 1  
 H.B. No. 2590, HD 1, SD 2, CD 1  
 H.B. No. 2598, HD 1, SD 2, CD 1

H.B. No. 2611, SD 2, CD 1  
 S.B. No. 60, SD 1, HD 1, CD 1  
 S.B. No. 632, SD 2, HD 1, CD 1  
 S.B. No. 651, SD 2, HD 2, CD 1  
 S.B. No. 702, SD 2, HD 2, CD 1  
 S.B. No. 1015, SD 1, HD 1, CD 1  
 S.B. No. 1141, SD 2, HD 2, CD 1  
 S.B. No. 1233, HD 1, CD 1  
 S.B. No. 2048, SD 1, HD 2, CD 1  
 S.B. No. 2054, SD 3, HD 3, CD 1  
 S.B. No. 2057, SD 2, HD 1, CD 1  
 S.B. No. 2073, SD 1, HD 1, CD 1  
 S.B. No. 2074, SD 1, HD 1, CD 1  
 S.B. No. 2082, SD 1, HD 2, CD 1  
 S.B. No. 2196, SD 2, HD 1, CD 1  
 S.B. No. 2223, HD 2, CD 1  
 S.B. No. 2246, SD 2, HD 2, CD 1  
 S.B. No. 2260, SD 2, HD 2, CD 1  
 S.B. No. 2288, SD 2, HD 1, CD 1  
 S.B. No. 2300, SD 1, HD 1, CD 1  
 S.B. No. 2308, SD 1, HD 1, CD 1  
 S.B. No. 2315, SD 1, HD 1, CD 1  
 S.B. No. 2330, SD 1, HD 1, CD 1  
 S.B. No. 2345, SD 1, HD 1, CD 1  
 S.B. No. 2346, SD 1, HD 2, CD 1  
 S.B. No. 2365, SD 2, HD 2, CD 1  
 S.B. No. 2368, SD 1, HD 1, CD 1  
 S.B. No. 2391, SD 2, HD 1, CD 1  
 S.B. No. 2410, SD 1, HD 1, CD 1  
 S.B. No. 2411, SD 1, HD 1, CD 1  
 S.B. No. 2469, SD 2, HD 3, CD 1  
 S.B. No. 2470, SD 1, HD 1, CD 1  
 S.B. No. 2472, SD 2, HD 3, CD 1  
 S.B. No. 2478, HD 2, CD 1  
 S.B. No. 2483, SD 1, HD 1, CD 1  
 S.B. No. 2486, SD 1, HD 1, CD 1  
 S.B. No. 2542, SD 1, HD 1, CD 1  
 S.B. No. 2577, SD 2, HD 2, CD 1  
 S.B. No. 2581, SD 2, HD 1, CD 1  
 S.B. No. 2583, SD 1, HD 1, CD 1  
 S.B. No. 2589, SD 2, HD 2, CD 1  
 S.B. No. 2591, SD 1, HD 1, CD 1  
 S.B. No. 2609, SD 1, HD 2, CD 1  
 S.B. No. 2634, SD 1, HD 2, CD 1  
 S.B. No. 2682, SD 1, HD 2, CD 1  
 S.B. No. 2687, SD 1, HD 2, CD 1  
 S.B. No. 2729, SD 2, HD 1, CD 1  
 S.B. No. 2742, SD 1, HD 1, CD 1  
 S.B. No. 2779, SD 1, HD 1, CD 1  
 S.B. No. 2809, SD 1, HD 1, CD 1  
 S.B. No. 2820, SD 2, HD 2, CD 1  
 S.B. No. 2821, SD 2, HD 1, CD 1  
 S.B. No. 2866, SD 1, HD 1, CD 1  
 S.B. No. 2877, SD 1, HD 1, CD 1  
 S.B. No. 2895, SD 1, HD 1, CD 1  
 S.B. No. 2953, SD 1, HD 3, CD 1  
 S.B. No. 2981, SD 2, HD 1, CD 1  
 S.B. No. 3042, SD 2, HD 1, CD 1  
 S.B. No. 3065, SD 1, HD 1, CD 1  
 S.B. No. 3093, SD 1, HD 1, CD 1  
 S.B. No. 3099, SD 1, HD 1, CD 1  
 S.B. No. 3121, SD 1, HD 1, CD 1  
 S.B. No. 3125, SD 2, HD 2, CD 1

Sen. Com. No. 721, transmitting H.B. No. 1716, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVASIVE SPECIES PREVENTION, CONTROL, OUTREACH, RESEARCH, AND PLANNING," which passed Third Reading in the Senate on April 29, 2014.

Sen. Com. No. 722, transmitting H.C.R. No. 200, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES AND STATE

FOUNDATION ON CULTURE AND THE ARTS TO PLACE A PEACE POLE SCULPTURE NEAR THE KATSU GOTO MEMORIAL AND RECOGNIZING THE EFFORTS OF THE COMMUNITY OF HONOKA'A, THE HONOKA'A PEACE COMMITTEE, AND THE IMPORTANCE OF COMMEMORATING PEACE DAY," which was adopted by the Senate on April 29, 2014.

#### DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 87) was received by the Clerk and was placed on file:

Dept. Com. No. 87, from the Office of the Auditor, dated April 24, 2014, transmitting the FY2013 financial statement audit reports for the Department of Education; Department of Transportation - Airports Division; and Department of Health, including the Drinking Water Treatment Revolving Loan Fund and Water Pollution Control Revolving Fund, pursuant to Chapter 23, HRS.

#### INTRODUCTIONS

The following introductions were made to the Members of the House:

Representatives Tsuji and Onishi, on behalf of the Big Island delegation, introduced newly appointed District Family Court Judge of the Third Circuit, Mr. Henry Nakamoto; his wife, Joyce; and sons, Timothy and Jordan.

Representative Rhoads introduced his staff: Abel Hamilton, Karen Ronquillo and Ryan Cardenas, Interns; Diana Ronquillo and Kapuaonalaniikehauowaialeale Aiu-Yasuhara, Researchers; Devon Grandy, Legislative Aide; Ryan Hew, Committee Clerk; Bryan Harada and Chris Young, Legislative Attorneys; Sonny Le, Office Manager; Jessica Faige, Staff Attorney; and Pam Ono, Volunteer.

Representative Wooley introduced North Shore residents: Ms. Denise Antolini, Associate Dean for Academic Affairs, University of Hawaii at Manoa William S. Richardson School of Law; Mr. Doug Cole, Executive Director, North Shore Community Land Trust; Mr. Kent Fonoimoana, Community Advocate; former Representative Gil Rivere; and Mr. Mark Fox.

Representative Takayama introduced Ms. Marion Higa, former State Auditor.

Representative Ohno introduced his staff: Rexie Adlawan, Committee Clerk.

Representative Fale introduced Mr. Bob Leinau, Treasurer, North Shore Neighborhood Board; and his staff, Jeff Lyons.

Representative Belatti introduced her staff: Robert Choy, Committee Clerk; Shanthi Rajagopalan, Kimi Ide-Foster and Sharde Freitas, Legislative Aides; and Jon Kawamura, Office Manager.

Representative Matsumoto introduced her staff: Cindy Vaillancourt, Celeste Gonsalves and Daniel Soo; and her friend, Mr. Rob Barreca.

Representative Lee introduced his staff: Holly Broman; Dylan Armstrong; and Jenn Wilbur, Office Manager.

Representative Awana introduced Ms. Huen Jyu Kwan, sophomore at Michigan State University.

Representative Takumi introduced his staff: Kelly Shitanaka; Susan Uno; Margaret Shin; and Nancy Nishimura, Office Manager.

Representative Carroll introduced her staff: Soana Tupua-Fanoga, Office Manager; Makanalani Gomes; Rebecca Bernal; Saline Tupua; and Cameron Fitzpatrick, Intern.

Representative Creagan introduced his staff: Napualani Young, Office Manager; and Ian Montoya and Robbie Adams, Legislative Aides.

Representative Cachola wished the Members a Happy May Day, Lei Day, and wished his wife a Happy 46th Wedding Anniversary.

Representative Ing introduced Ms. Kat Brady and Mr. Henry Curtis; and his staff: Poni Daines, Office Manager; Kaliko Chun, Committee Clerk; and Travis Fallon, Legislative Aide.

Representative Thielen acknowledged the Finance Committee members, and introduced her staff members: Linnea Schuster; Maegan Wilber; and Charlotte Farmer, Office Manager.

Representative Wooley introduced her former colleague from the Deputy Attorney General's Office, Mr. Larry Lau, Deputy Director of the Environment, Department of Health, and North Shore advocate.

At 10:33 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:31 o'clock a.m.

#### LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Yamashita, on behalf of Representatives Souki, McKelvey, Woodson, Ing, Carroll and himself, introduced fifth graders and chaperones from Pukalani School:

Mrs. Bega's class: Kaylee Silva, Erin Rafanan, Kayla Nieves, Havenlee Perreira, Danielle Bridge, Kulana Fowler-Kapua'ala, Alexa Curry, Alia Nakasone, Ruby Enovijas, Ethan Kuamoo, Braiden Kahikina, Nicholas Pagco, James Clarke, Sean McCormick, Dylan Kaiwi-Wong, Kamuelaliiii Nicolas, Dominic Flavin, Kekoa Lolani Takushi and Kross Galago; and Chaperones: Debra Silva, Elaine Bridge, Frank Kuamoo II, Kimi Pagco, Scott McCormick, Cindy McCormick and Jim Flavin.

Mrs. Blackburn's class: Xaden Nishimitsu, Kameron Lacio, Helmut Baschleben, Bryson Uchima, Zander Kubo, Carson Yoshida, Haven Sullivan, Pokai Kanaele, Emma Gudmunson, Aleth Sabugo, Teani Arakawa, Kiralynn Francisco Pu, Nalisha Makekau, Kyla Becraft, Leilah Eusebio, Aaliyah Frazier, Tristin Galvez, Kaylee Tavares and Kaicalani Andaya; and Chaperones: Kyle Nishimitsu, Cory Uchima, David Yoshida, Lori Gudmunson, Raene Kahoalii, Mary Jane Eusebio, Eva Galvez and Ian Galvez.

Ms. Brennan's class: Seanalei Dudoit, Jaycie Valoroso, Darcy Catan-Lono, Kaylee Dudoit-Sojot, Pomai Kealoha, Kasey DeCambrá, Alea Kimoeko, Akasha Carvalho, Arii Cotter, Elijah Ruiz, Brycen Hanada, Pukona Patricio, Jovyn Nault, Deneb Trall, Gabriel Finau, Kimo DeRego, Harold Olsten, Tyler Gordley, Ely Lopez; and Chaperones: Mahela Namahoe, Patti Kealoha, Chris Cotter, Michelle Hanada, Alina Nault, Conrad DeRego, Serenna DeRego and Michael Gordley.

Dr. Dimino's class: Ali Tavares, Triselle Perkett, Kylie Ferreira, Kawehi Andrade, Nanea Reyes Paredes, Faylin Sales, Tatum Hoshino, Tia-Rae Artates-Tinao, Bransen Inouye, Kannon Hartwig, Maake Panuve, Isaiah Scott-Rosa, Dominick Martinez, Kolten Carden, Malachi Gonsalves, Keanu Kamai and Cole Nason; and Chaperones: Lynn Awai Tavares, Semmie Reyes, Malakai Panuve and Whitney Carden.

#### 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 and Senate Bills for Final Reading by consent calendar. (Representatives Cachola, Hashem and Ito were excused.)

#### UNFINISHED BUSINESS

##### **Conf. Com. Rep. No. 150-14 and H.B. No. 1745, HD 2, SD 2, CD 1:**

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1745, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

##### **Conf. Com. Rep. No. 151-14 and H.B. No. 1796, HD 2, SD 1, CD 1:**

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1796, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

##### **Conf. Com. Rep. No. 152-14 and H.B. No. 2257, HD 2, SD 2, CD 1:**

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2257, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION SUPERINTENDENT'S SALARY," passed Final Reading by a vote of 49 ayes to 1 no, with Representative Thielen voting no, and with Representative Ito being excused.

At 11:35 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:36 o'clock a.m.

At 11:36 o'clock a.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1745, HD 2, SD 2, CD 1  
H.B. No. 1796, HD 2, SD 1, CD 1  
H.B. No. 2257, HD 2, SD 2, CD 1

##### **H.B. No. 2490, HD 2, SD 2, CD 2:**

Representative Saiki moved that H.B. No. 2490, HD 2, SD 2, CD 2 pass Final Reading, seconded by Representative Cabanilla.

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

"Thank you, Mr. Speaker. In support. Wishing to submit comments to the Journal, and I have a few comments to say. Thank you, Mr. Speaker. House Bill 2490 enhances the juvenile system through a variety of initiatives that will seek to strengthen our system as a whole. This proposal is the result of a working group comprised of representatives from the Executive, Legislative and Judicial Branches of government, as well as key stakeholder groups from law enforcement, the Prosecutor's and Public Defender's Offices, and the community service providers.

"I would like to take this time to thank the co-chairs of this working group, Barbara Yamashita, who is the Deputy Director of our DHS Department, as well as Judge Browning from our Family Court. I had the privilege of serving with them as their third co-chair on this working group throughout last year.

"This measure will also give our troubled youth here in Hawaii a better shot at becoming well-adjusted adults, adults who can contribute to our society and our local communities in meaningful ways. By concentrating secure bed space on serious juvenile offenders and strengthening disposition, adjustment, diversion, and services available for those

offenders as well as increasing interagency collaboration, and establishing a temporary oversight committee, we are providing those juveniles who would normally fall through the cracks a safety net to keep them from moving further down a bad path in a negative lifestyle.

"I'd also like to thank you, Mr. Speaker, as well as the Senate President and the Governor for taking up this initiative, and the PEW Charitable Trusts for standing with us and providing the technical support and data that was necessary in all of the work that was done with this. This measure is not only for the benefit of Hawaii's youth. In fact, everyone benefits when public safety can be strengthened and when children are given the tools to reach healthy and productive futures.

"I'd also like to thank the Chair of Finance and the Chair of Judiciary for helping throughout this time in conference and making this happen, as well as the members of each of those committees. Also, Mr. Speaker, I would like to urge this Body to vote up on this because we will see long-term benefits through the work that we were able to do. Thank you, Mr. Speaker. I'd also, as I said, wish to provide comments to the Journal."

Representative Carroll's written remarks are as follows:

"Thank you. Mr. Speaker. Mr. Speaker, I am in support of HB 2490, which enhances the juvenile justice system through a variety of initiatives that seek to strengthen the system as a whole. This proposal is the result of a working group comprised of representatives from the executive, legislative and judicial branches of government as well as key stakeholder groups from law enforcement, the prosecutors and public defenders offices, and community service providers.

"The Juvenile Justice Working Group was appointed last year by Governor Neil Abercrombie, Chief Justice Mark Recktenwald, Senate President Donna Mercado Kim, and House Speaker Joseph Souki, and included 20 juvenile justice stakeholders who studied Hawaii's juvenile justice data and national research on proven policies and practices. The group, chaired by Rep. Mele Carroll, Judge Browning, and Deputy Director Yamashita, drew members from all three branches of state government, and included representatives of local government, prosecutors, law enforcement, probation officials, non-profit service providers, and other key juvenile justice stakeholder groups. The group issued a set of data-driven recommendations to state leaders in December, which are contained in House Bill 2490.

"In 2013, Hawaii spent \$199,000 per year, per bed, at the Hawaii Youth Correctional Facility (HYCF), the state's secure residential facility, yet received poor outcomes from that investment—75 percent of youth released from HYCF were re-adjudicated or rearrested after three years. House Bill 2490 will target those beds on the most serious juvenile offenders, which research shows provides the greatest public safety benefit, while investing \$1.2 million in effective community-based programming and proven practices to better rehabilitate youth in their own communities.

"Unfortunately, our youth suffer from serious lack of services, whether it's substance abuse, mental health issues, or funding for their basic needs, and it is our responsibility to step up to provide for them. By passing HB 2490, we are providing our most troubled youth access to services that they will benefit from, which will enrich and improve their quality of life. This bill represents a giant leap forward towards a more effective juvenile justice system that better serves our state, families and communities.

"The legislation also codifies policies to strengthen juvenile probation, including the use of a risk and needs assessment, a sanctions and incentives system to expand the array of interventions available and hold youth accountable, and expanded avenues for collaboration between the Judiciary, the Department of Health, and schools.

"Throughout the committee process, HB 2490 received support from the Governor, The Judiciary, Office of Youth Services, County of Hawaii - Office of the Mayor, Crime Victim Compensation Commission - State of Hawaii, Office of the Prosecuting Attorney, County of Kauai, Hawaii Youth Services Network, Community Alliance on Prisons, Department of the Attorney General - State of Hawaii, Drug Policy Action Group, the

Office of Hawaiian Affairs (OHA), along with numerous individuals. Notably the supportive testimony from the OHA referenced a comprehensive report from 2010 that detailed the overrepresentation and disparate treatment of Native Hawaiians in the criminal justice system. This report found that Native Hawaiian youth are disproportionately represented in the juvenile justice system, and are also most frequently arrested in all offense categories. This disparate treatment is reflected in minority communities across the country.

"The legislation is projected to safely reduce the HYCF population by at least 60 percent by 2019, allowing the closure of the Ho'okipa Makai cottage during the 2015 Fiscal Year and, in total, are projected to save \$11 million in the HYCF budget over the next five fiscal years.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to vote in support of HB 2490. Thank you."

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

"Mr. Speaker, thank you. I rise in strong support and I ask that the words from the good Representative from Hana be entered into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 2490, HD 2, SD 2, CD 2, entitled: "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

**S.B. No. 2948, SD 1, HD 1, CD 2:**

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 2948, SD 1, HD 1, CD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 11:40 o'clock a.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 2490, HD 2, SD 2, CD 2  
S.B. No. 2948, SD 1, HD 1, CD 2

At this time, the Chair stated:

"On Conference Com. Report Number 82-14, deferred to the end of the calendar."

**Conf. Com. Rep. No. 82-14 and S.B. No. 3065, SD 1, HD 1, CD 1:**

By unanimous consent, action was deferred to the end of the calendar.

**Conf. Com. Rep. No. 144-14 and H.B. No. 2434, HD 2, SD 2, CD 1:**

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2434, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

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

"Thank you very much, Mr. Speaker. This is Turtle Bay, correct? Mr. Speaker, I stand in strong support of this measure. Mr. Speaker, I stand in strong support of this measure because of what this measure achieves to do. Mr. Speaker, I'm well aware, as many of us are, that there are issues, warts as they say, with this measure. But I believe in the saying, 'warts and all,' Mr. Speaker, which is, let us embrace the end goal and not the mechanism by which it is trying to be achieved.

"Mr. Speaker, I do share the concerns that have been raised, that the language in this bill may not have had the proper three readings. But, Mr. Speaker, there's a lot of things in this building which I don't think could be held to that test. To me, Mr. Speaker, it's one simple point. One point in this measure is, do we take a chance of an opportunity to preserve a precious piece of coastline forever, to stop the wheels of development, to give the community the time to secure this asset, or do we let this opportunity slip like sand through our fingers?

"Mr. Speaker, as you're well aware, when development happens, when land is utilized for other purposes, I humbly submit that never, that I have seen, that such land has ever returned back to its natural state. I've never seen land that has been taken away from the public vis-à-vis access, returned to it. Yes, Mr. Speaker, because of this historical precedence, opportunities like this have to be seized.

"The visitor industry to which our very economy thrives has repeatedly said through polls and other measures that they come to Hawaii for these treasures, Mr. Speaker. They come to enjoy the quality of life that we and our residents so desperately seek, Mr. Speaker. So problems and all, I care not. What I do care for is an opportunity to be seized, and I for one want to seize this opportunity for all future generations, Mr. Speaker.

"And I hope that in the future, that the issues around this, including REITs, which this Body has aggressively pursued through tax reformation measures, will be revisited. Because until we can get a handle on those entities and create a tax system to provide funding for this and other precious lands, Mr. Speaker, we might end up in a piecemeal game, an end game to which our citizens might end up the losers to those who do not live on our shores. For that and our 'āina and our keiki, I stand in strong support. Thank you very much."

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

"Mr. Speaker, thank you. Mr. Speaker, I rise to speak in favor. Mr. Speaker, I first wanted to thank you and the Senate Leadership for allowing us debate on this issue. Initially, this portion of funding may have been included in the Executive Budget, but through reflection we felt it deserved further attention and further debate. And so, with the indulgence of leadership in both the Senate and the House, we were able to put in last minute language into House Bill 2434.

"We specifically wanted to thank Mike McCartney, who is the HTA Executive Director, for allowing us to look at this funding mechanism. This is kind of an extraordinary situation, we are in the Legislature and we are ruled by a certain set of rules and we have deadlines and we need to abide by those deadlines, but in certain situations where situations like this come up, it is our duty to bend, sometimes, those rules to accommodate extraordinary situations.

"This is one such situation, because we, the Legislature, were not aware of the agreement reached until last week. Since last week, both the House and the Senate, both the leaders, especially the CIP Chairs on both sides, have worked really diligently to look at an alternative funding mechanism for Turtle Bay, and this is what we have today.

"Some have questioned whether the debt service for the revenue bonds authorized by this bill should be paid out of the Transient Accommodations Tax. I would like to explain to you today how the acquisition of this conservation easement supports tourism and the visitor industry.

"For instance, the oceanfront property at Turtle Bay, including Kawela Bay and Kahuku Point, is pristine land that is one of the finest examples of our state's natural beauty, and it is important to preserve this in perpetuity for the benefit of the public, including tourists and visitors who pay the TAT. The acquisition of this conservation easement will enhance our visitor's experience and promote and support the tourism and visitor industry.

"Lastly, the preservation of natural beauty and open space will help offset the hustle and bustle of Honolulu, and provide visitors with a glimpse of Hawaii we know and love. This in turn should contribute to

economic activity in the visitor industry by providing a tourist attraction, thus stimulating economic activity, which will further increase TAT revenues. So, hopefully that will at least satisfy some questions about whether this is the funding mechanism that is appropriate.

"I would like to thank the Members and the public for its patience in allowing us the debate that it needs today. And we look at this as not the last step, but we looked at this as a first step of continuous discussion on preservation of our precious lands. Thank you very much."

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

"Thank you, Mr. Speaker. In support with some reservations. Mr. Speaker, I want to make it very clear to the Members of the House, to the members of the public, that my reservations are because we are here today to get the broom out of the closet and sweep up the mess from past mistakes, Mr. Speaker. And I say this, I say this because the right thing that should have been done, the diligent thing that should have been done, is that when these developers are at the table going through various agencies and commissions and county councils, Mr. Speaker, the diligent thing that should have been done is that these conservation easements should be conditioned in.

"That is the right thing to do, and I bring up a classic example on Kauai. When Kauai Lagoons, when Kiele Kai was at the table negotiating, at the time Senator Kouchi and Representative Tokioka were sitting at that table as County Councilmembers. And they identified these special places, the *wahi pana*, the special places of our island, the jewels of our island, the places that they wanted to preserve in perpetuity for our *keiki* and for the future. They had the vision to identify these lands, and they sat at the table and they conditioned it in. And because of this, we have these conservation easements in perpetuity.

"Here we are today, sweeping up the mess. And so I would like to put the various agencies and county councils on notice that they have to have the vision to listen to the people, to identify these special places that they would like to preserve and protect, so that they're not coming to the Legislature now and asking us to fix the problems of the past.

"I ask you, Mr. Speaker, when you look at the tab, when you look at the bill that we're paying, who is paying the lion's share? The State of Hawaii. And we have many various agencies that we need to fund. Schools, housing, hospitals, we have all of our priorities, and yet here we are today to correct a mistake of the past, Mr. Speaker."

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

"Mr. Speaker, in strong support. Mr. Speaker, first I would like to have the words adopted of the Chair of Consumer Protection, as well as the Chair of Finance, as well as my good friend the Representative from Kauai who just spoke. Mr. Speaker, this has been a long working process, but there are some lessons that we can learn from this. Primarily, the lessons that we should learn is that there needs to be a greater degree of communication with the Governor's Office and this Body. And that there needs to be a greater degree of communication from the Senate with this Body.

"There isn't a reason, Mr. Speaker, that this measure should have come up so late. This is 11:59 on the clock, of the very last hour in which we could move this measure forward. Mr. Speaker, I sent communications to the Governor's Office, I sent communications to the Senate. When it was revealed on the very first day of this Legislature, when the Governor gave his State of the State address that this was something that he wanted to do, and yet nothing came to this Body. There were no communications, there was nothing coordinating an effort to make sure that this was something that we were going to achieve. And then to have this hatched on the House with only days left, Mr. Speaker, is very irresponsible.

"Mr. Speaker, I commend the hard work that went into this measure and all the last minute labor and sweat that had to go into this to make it happen. But there's a lot of lessons, Mr. Speaker, that we need to learn from this measure. One of the concerns, and actually it's a matter of

disappointment, Mr. Speaker, is because this measure is good, but it really could've been great. It could've been great in the respect that it could've benefitted a wider portion of the community than just those that were identified in the measure as it stands today.

"We could have used and brought in the language and the financial support from this measure to include the most vulnerable, so it would benefit some of the most vulnerable members of our community, and that's our children, Mr. Speaker. There was an opportunity there to allow to be built infrastructure needs for children on the North Shore, both in the Kahuku School complex and the Waiialua School complex.

"Yet, because of the last minute nature of this measure and the lack of communication from the Senate and the Governor's Office with this Body and not incorporating some of the proposals and ideas that were sent to them, there was a failure to expand and to take this measure from being good to being great. And that, Mr. Speaker, is another lesson that we could learn from this measure, is that we need to broaden the support, we need to broaden the vision, we need to broaden the thinking and the strides in which we take to better serve not only one particular group, but everybody.

"If we can expand on the amount of service, on the amount of good that we can do, why not do it? And that opportunity was there. And the great thing, Mr. Speaker, about this measure, is that this still leaves the door open. We can revisit this measure to make sure that we are broadening this, to number one, support our children in that area who are going to be directly impacted by this and the working families of those areas who need this help the most.

"So as we pass this good measure, Mr. Speaker, I hope we continue to pursue the avenues and the possibilities of taking it from good to great. And so with that, Mr. Speaker, I do support this measure."

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

"Thank you very much. In strong support. Thank you. I'd just like to add that in addition to the public benefit this provides, not only to the residents of the North Shore and surrounding areas, it also provides benefits to everyone throughout the state, and that's pretty obvious here. But what it means in tangible terms is that guaranteed access to the shoreline, to the other properties that we are preserving here today, will mean that we are essentially creating another public park. Another place where families can go to explore, to play, to live.

"And what that means is that we're doing that in perpetuity without the added cost to the state of continued maintenance. Without the added cost to the state of additional liability, which could present a problem in the future. We are doing this in an extremely forward-looking way that is outside the box, that is something that we should consider doing elsewhere in the future. It is something that will provide that new public asset in perpetuity. And perpetuity is a lot longer than the term of any loan here. So, thank you very much."

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

"Mr. Speaker, I have reservations on this measure. I think, like everyone else in this Body, I'm certain that they believe this is a good idea to preserve that open space as best we can. But my concerns, Mr. Speaker, are, the cause gets a grade of an 'A', but the process an 'F', and transparency an 'F'. Quite honestly, Mr. Speaker, I'm disappointed because we constantly talk about transparency in process, in fact I can't tell you how many times I've been beaten over the head with regard to the process issue over the years in this Body, whether it's an amendment or something else.

"I have real concerns about this. First of all, I think it's motivated by the political season that's upon us. Two fellas trying to outdo each other and then the House gets caught cleaning up the mess, as one of my colleagues said. Mr. Speaker, we spent more time in this Body debating the state instrument, the state instrument, than we are a \$40 million expenditure. That's just unacceptable, Mr. Speaker. And we are setting a precedent, Mr.

Speaker, by going forward without fully vetting this complex financial transaction, about a \$40 million transaction, for the future.

"We can't say process is important to us and transparency is important to us when we want to kill something. But when we want to pass something, we say, 'well, it's such a good cause, it doesn't really matter.' And that's what we're doing today.

"So, Mr. Speaker, I think for those of us fortunate enough to come back here next year, we are going to be dealing with this complex financial transaction, which seems to me was developed on the back of a cocktail napkin at the eleventh hour, which I fully don't understand, I've got to be honest with you. So I'm going to vote 'yes' because the cause is good for the reasons that all these fellas outlined and it's a wonderful idea, but we should've done it right. Thank you."

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

"Thank you, Mr. Speaker. In opposition. To all the people in the audience and to my brothers and my sisters from that side of the island, which this property is in their districts, I apologize for voting 'no.' But the reason I'm voting 'no' is as the Representative from Salt Lake said, it was the process. It was so last minute, in fact, part of what he said was part of my speech. We did, we spent more time talking about the *ukulele* as a state instrument than this process.

"And, when we ask to see the details of a \$40 million purchase, we haven't seen that yet. And I know the Chair of Finance and the Chair of Ways and Means came up with a bill that addresses all of those things, but even that didn't have the proper hearings, in my opinion anyway. And I know it's not unprecedented, Mr. Speaker. I know when Hurricane Iniki hit, this Legislature led by Speaker Emeritus at that time, former Finance Chair, worked very, very hard to help the people of Kauai. So I know that it's not unprecedented. But that, Hurricane Iniki, was unprecedented.

"When I asked, 'well, can we look at this next year?' This is, I think the discussion came to us on Monday. This past Monday. Can we look at this next year? Because we want to make sure we preserve the open space. The answer was no. The answer was, if the developers and the owners don't get this agreement now, they're going to walk, they're going to walk from this deal. That's kind of threatening for us, Mr. Speaker.

"As the good Representative from northern Kauai said, I totally support open space. In 2002, we created via charter the Open Space Trust Fund on Kauai. Five percent of the conveyance tax goes into that fund. And since that time, the Kauai County Council increased it. So, we put money aside via bills that took a long time to adopt and a long time to review, for everybody, the general public and the councilmembers. To come up with this fund so that we know where the money's going and we know what it's going to buy. But we didn't have that opportunity in this situation, Mr. Speaker.

"So I don't feel good about voting no, because I know it's a good, it may be a good project, and everything that people have said, have told me, 'yeah, it's good, it's good.' I said, 'well, show me what it says.' And we haven't seen that yet, Mr. Speaker. So for those reasons, I vote in opposition, Mr. Speaker. There were other opportunities that we had here, Lipoa Point, Black Pot Beach in Hanalei, that had hearings that had bills that went through this Legislature, and we couldn't do that.

"So what other concern I have, it's going to set precedence for people from Kauai, people from the Big Island, people from Maui and people from this island to say, 'eh, you guys did it at the last minute this time, why don't you guys do it in the last minute the next time?' And so that to me becomes very, very problematic, Mr. Speaker.

"So I am in opposition. I would like to ask you, Mr. Speaker, if I could have the words of the good Representative from northern Kauai and the Representative from Salt Lake entered into the Journal, as if they were my own, Mr. Speaker. And thank you for the opportunity," and the Chair "so ordered." (By reference only.)

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

"Thank you, Mr. Speaker. In support. Members, Mr. Speaker, we've all seen good bills go bad, and we've seen not perfect bills go good. And there's so much scrutiny and attention on this, and as the author of the vehicle that this measure was used, I'm going to really focus on this in the next few years. In part because of its relationship with the convention center and the funding mechanism. And if the funding mechanism were different and this measure was put in the budget bill, it probably would create more problems than we're seeing today, and that's one of several reasons why I'm supporting the bill.

"There's probably going to be a handful of 'no' votes on this, and I don't think that Members voting 'no' are against preservation, but they're against the process. And in a lot of ways, I really respect the previous speaker to me because he is in opposition for the process, yet others here complain about the process, but go along with it. If you're voting 'yes' or 'yes with reservations', it's because deep down inside you want to be a willing participant in this process, and you agree for a greater good.

"There's unlikely to be bills like this in the future because it's sort of like a 100 year storm, in a positive meaning, because so many groups came together, and very rarely do a lot of groups come together to put together something like this, and that's what makes it possible. We had a coalition of nature groups and one group putting in \$3.5 million, the city and county put in \$5 million, and then community participants with us today are in support of this. And when that happens, great things happen, sometimes last minute.

"Lastly, Mr. Speaker, in all deals that the Legislature is part of in this manner, contracts, we often don't have all the details initially, but we offer this bill as a vehicle of possibilities, because in the unlikely event that it doesn't work out, we can withhold funding. But this offers a new model for us to look forward to in the future. And as we saw with this measure, there was some political struggle and there was sort of like a fog of political war, but when the smoke cleared I think all of us made a decision that we're going to support this. Thank you."

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

"Mr. Speaker, strong support, weak reservations. Mr. Speaker, as the Representative from Hawaii Kai who's gone through the battle of cabins on Ka Iwi and carnivals on the great lawn, I can really identify with the people of the North Shore and the people of Hawaii who want to preserve, as we are in this bill, that which is pristine, that will stay pristine, that which will be preserved and enjoyed by everybody.

"However, Mr. Speaker, I would ask one question. What is the lowest form of information? Think about it. It's assumption. This agreement assumes that we already know who's going to be liable if anything happens on those 665 acres. It also assumes that if trees fall and there is a need for maintenance, who's going to do it, Mr. Speaker?

"The concern is that even though it's a very creative financing mechanism, a lot of the details, particularly when you've got so many potential liabilities and so much other expenses to do, the \$40 million is not purchasing this. Some of the people who've read about this say, 'oh, we've purchased 665 acres of land.' No, we have an easement. And generally, easements assign who's in charge of repairing and maintenance and liabilities.

"So, Mr. Speaker, I would suggest that we, if we are going to be vigilant, maintain a very strict negotiating stance as the details of this are put out, so the maintenance and the liability issues are not kind of like big assumptions, 'I thought it was you, you thought it was me.'

"But the bottom line is, this is the right thing to do. We need to tighten it up, and particularly if we want to really fulfill the state motto, that the life of the land is perpetuated in righteousness, we have to do better than what we've got so far on the table. Thank you, Mr. Speaker."



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

"Thank you, Mr. Speaker. In favor. I think one element that's not being recognized right now in this discussion is that we should give thanks to the developer. I think that we need to express our attitude and our thanks to the developer of Turtle Bay for negotiating with the state. For allowing us to preserve the North Shore. I'm from Ewa, Mr. Speaker, but every now and then, I like to go to the North Shore, because it has a very special view. And for the price of \$48.5 million that we're paying for the easement, even though it's just an easement, but that easement carries a lot in the preservation of our North Shore, Mr. Speaker.

"For the entire United States, everybody wants to talk about the North Shore and the beautiful things that we do at the North Shore. So my speech is about thanking the company that allows us, or cooperates with us, to preserve our pristine state. They will maintain it, and I trust that they will abide with the contractual agreement that comes with this \$48.5 million. But in comparison to all the appropriations that we pass in this Body, Mr. Speaker, that is a drop in the bucket for preserving our state to the way we want it for our children and grandchildren. I stand in strong support."

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

"Thank you. In strong support and I'd like the words of the Representative from Waimanalo to be entered into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

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

"Thank you, Mr. Speaker. I stand in strong support. I'd also like the words of the Chair of CPC entered into the Journal as if they were my own. And just really briefly, I know we've heard discussion about how we just heard about this last week, that it wasn't through the right process. And maybe I have a little different take, because it is from my community.

"I've been able to hear through the neighborhood boards and through different info briefings all about this wonderful, wonderful project. And I know how important it is to protect this pristine coastline in perpetuity, and this conservation easement will not only be here for our generation, but for future generations. It is so important, Mr. Speaker, and that is why I stand in strong support. Thank you."

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

"Thank you, Mr. Speaker. In support and just a brief statement. I just want to reflect on what a great moment this is that we are talking about this bill that has really all the elements of not just a win-win, but a win-win-win. How often does a developer partner with a community, partner with the government, and everybody walks away with a win? Thank you, Mr. Speaker."

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

"Thank you, Mr. Speaker. The 800 pound gorilla that no one has addressed, I'll try and talk about it. And I'm speaking in support with reservations, but I might change my vote when the final vote is called. First of all, let me apologize to my friends on the North Shore. The Bob Leinaus, the Denise Antolinis, the Blake McElhenys, the Lea Hongs, David Kalamas. You know, that's a lot of friends of mine, and I admire and respect their advocacy and forceful, fierce, intellectual fervor in moving these kinds of issues through the Floor.

"These are the leaders of the community that make a difference in our lives day-in and day-out. And so we worked together in the past with the Trust for Public Land, North Shore Community Land Trust, to preserve Pupukea Paumalu from development of Obayashi. To perpetuate and secure Waimea Falls and Waimea Bay, and then of course, most recently, the Galbraith lands near and about Wahiaawa, Kukaniloko, a *wahi pana* for many people.

"But I cannot shake from me at this time and hearing all the prior discussion that has occurred by my colleagues as they speak to truth, as we all speak to truth, based upon our experiences. But I need to apologize for all my friends up there and also to my colleagues, because I'm not here to talk about the merits of this bill, that's unquestioned at this point in time. There's no perfect bills, there's always bills that need to be fixed or tweaked or amended or could've been done better. So I'm not going to stand in the way of letting the perfect be the enemy of the good.

"But let me talk about the process, Mr. Speaker. And this is where I apologize to many of the younger Members of the Body, because by voting on this measure unconditionally without any reservations, one might reflect upon this decision, as win-win-win as it may be, as meritorious as it may be, as strong in policy as it may be. That's fine, and I agree. There's questions regarding the procedure. There's questions regarding the process. In lying, to describe it in a nutshell.

"Are what we doing here condoning the principal of the ends justifying the means? The ends justifying the means. Are we today saying that the meritorious ends of our endeavors on behalf of our constituents, our communities, our *kuleana*. The ends justify the means. That you can bend the rules, you can amend the rules, you can break the rules. And that's why I feel so bad, because that's what we're doing here today, Mr. Speaker.

"I think we could have done it differently. I look back to 2006, Ka Loko Dam tragedy. Three weeks of rain in Kauai. Tremendous loss of life. Highway, roads, bridges, homes being destroyed. Back then in 2006, Mr. Speaker, you may recall, Governor Lingle sent down an emergency proclamation, also sent down a Governor's Message saying, Legislature, I know the deadlines have passed, I know what I'm asking for is extraordinary, but please, exigent circumstances require you to act.

"And we did. But we did in this manner, Mr. Speaker. We did so publicly. We let the entire Body know what we were doing. We let the entire population know what we were doing and why we were doing it and why we were going to bend the rules and set them aside for this meritorious purpose. And we did that.

"I don't know if we're going to do that today. I hope we do. I don't know if we did this yet, I don't know if we can. But as of yet, I have not received any message from the Governor's Office saying this is an exigent circumstance, this is an emergency, we need to do it now."

Representative Choy rose to yield his time, and the Chair "so ordered."

Representative Oshiro continued, stating:

"And I think it's very important for the young ones upstairs to not walk out of this building with the belief that the ends justify the means. That's a terrible principle for you to believe in.

"The second problem I have, Mr. Speaker, beyond the Governor's role in this debacle, and I'll call it what it is, because it puts every single Member, all 76 of us, in a very terrible position. Of a devil's bargain. You win on one hand, you lose on the other hand. Policy good, process bad. I would ask, Mr. Speaker, if the leadership in the respective Chambers ever thought about this. Why don't we suspend the rules of conference? Why don't we then have a public hearing and allow the Trust for Public Land, the Attorney General, the owners and agents of the Turtle Bay Kuilima properties to come forward. The Attorney General, Budget and Finance, and have them come forward and explain to us in great detail, as best they can, the ins and outs, the hows and whys of this legislation, so we can go back home and tell our constituents this is why we're going to commit to \$40 million to buy a conservation easement, this is why it's important. We haven't done that yet.

"Third point, Mr. Speaker. We could've always come back in a special session, next week, the following week, next month. We know how to do it. For important public policy purposes, we could've done it. That would've served both purposes of policy and procedure and process. Open, transparent, communicated to the community, involving the community, getting their *mana'o*, for the policy of protecting these precious lands. Why not? Why didn't we do that, Mr. Speaker? That was an opportunity for us.

"The Constitution says this, Article III, Section 15, 'No bill shall become law unless it shall pass three readings in each house on separate days.' Three readings in each house on separate days. Let's be honest and frank. This is the first reading of this bill in this Chamber. This is the last day of session. Is this going to comport with our Constitution? And I need to apologize, Mr. Speaker, I'm one of those that took an oath of office. I did it as an attorney, and I did it as an elected official. So I think this is a guidepost for me.

"Finally, Mr. Speaker, I ask for permission to submit further written comments. But let me summarize in what little time I have. Despite all these misgivings, despite all of them, Mr. Speaker, and my bonafide is regarding the environment, and the North Shore, and *wahi pana* here and there on Oahu and the rest of the island. I don't need to speak to that. I think my record demonstrates my commitment to that. But at the same time, I need to make sure that my record publically stands for the proposition that the ends do not justify the means.

"Let me end with this. This comes from my friend who, along with the Representative from Kauai, had the pleasure of spending some time in the ocean this morning, as we reflected upon our last day. He said, 'you know, there's never a good way to do a bad thing.' There's never a good way to do a bad thing. I thought about that in paddling in, in washing off and drying off. But sitting here, I want to add this. But maybe, maybe there can be a bad way to do a good thing. Maybe there can be a bad way to do a good thing. And that's why I'm standing up in support, and regretfully and with deep love and affection and respect for my friends up there and out there, I vote in reservations. Thank you."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of this bill, but with very serious reservations.

"First, I'd like to commend the Governor's Chief of Staff for taking the lead, and for working with the owners of Turtle Bay, the Trust for Public Land, and the City and County of Honolulu to broker an agreement that hopefully preserves certain lands in North Shore Oahu for future generations. This issue has been a point of controversy for many, many years, and I believe that the efforts made by all of the stakeholders to protect this important natural resource is a positive reflection on them as the stewards of the land.

"From a public policy standpoint, I agree wholeheartedly that these lands must be preserved for future generations, and if the only way the landowner will agree to it is through the conveyance of a conservation easement through the property, well, so be it. While it might seem more prudent to acquire those properties outright through condemnation, the cost involved with such a transaction might be prohibitive at this time.

"But despite my wholehearted support for what this bill seeks to achieve, I am constrained by the means we are using to achieve our most desired objectives and ends.

"On April 17, 2014, or exactly one week after Second Crossover, the Governor announced that an agreement was reached between the State, the City and County of Honolulu, the Trust for Public Land, and Turtle Bay Resort to establish a conservation easement on 665.8 acres of land at Turtle Bay Resort in Kahuku. The total value of the agreement was \$48.5 million – \$40 million to be provided by the state; \$5 million from the city; and \$3.5 million from Trust for Public Land.

"This was the first time this Legislature learned of the deal. First time I did, at least.

"Again, I emphasize that we learned this one week AFTER Second Crossover, meaning that this Legislature never had the opportunity to officially accept the Governor's request for the \$40 million agreed to, conduct public hearings, and fully deliberate and debate the merits of this plan on the Floor of this House.

"And we are doing so for a proposal that is intended to solve and resolve an ongoing clash of interests that we have not been able to conclude for literally decades.

"In order to facilitate this request, in my opinion, House and Senate Leadership should have suspended the rules to at least facilitate public input on this proposal as was the case with the emergency appropriations and relief package of legislation enacted after the Kaloko Dam tragedy. In that situation, the Governor transmitted a message to the Legislature requesting the suspension of rules so that a proposal to provide emergency appropriations to the people of Kauai could be approved on an expedited basis. (See, 2006 House Journal, Governors Message No. 248, dated March 17, 2006, pages 538-539.)

"I would like to read you a portion of the record from 2006:

*"In response to the request for expeditious consideration, the Committee on Finance provided the public with advanced copies of the proposed House Draft 1 and held a public hearing on the measure on Tuesday, March 21.*

*"Further consideration of House Bill No. 970, House Draft 1, for the immediate needs of the people of Kauai and the State of Hawaii necessitates the suspension of the House Rules for the consideration of this measure for passage on Third Reading after the First Crossover deadline previously set." [See, 2006 House Journal, supra, at 564.]*

"Rather than provide a public hearing on the Governor's Turtle Bay proposal, which had not been officially received by the Legislature, House and Senate Leadership instead chose to utilize the MOTHER of all 'GUT AND REPLACE SPECIALS', as my colleague from Windward Oahu would say, to get us to where we are at with this bill today.

"Do the ends justify the means? Was this proposal properly vetted and reviewed? Have we all become Machiavellian?"

"When House Bill No. 2434 was originally introduced, it proposed the allocation of \$3 million in Transient Accommodations Tax revenues to the Special Land and Development Fund, instead of the General Fund, for the protection, improvement, and construction of natural resources associated with the visitor experience.

"It was heard by your Committee on Tourism, and then by your Committee on Finance, and the official House position evolved to what it was in House Draft 2. The House Draft 2 proposed to specify the distribution and allowable uses, subject to agreement between the Hawaii Tourism Authority and the Board of Land and Natural Resources, of Transient Accommodations Tax funds allocated to the Special Land and Development Fund for resource and facilities management costs related to the Hawaii Tourism Authority's Strategic Plan. A defective effective date of July 1, 2030, was added to ensure that the House approve the measure on Final Reading before it be enrolled to the Governor for his approval.

"The bill was then heard by the Senate Joint Committee on Tourism and Water Land, and then by the Senate Committee on Ways and Means, and the official Senate position was formulated. The Senate Draft 2 proposed to specify the distribution and allowable uses, subject to agreement between the Hawaii Tourism Authority and the Board of Land and Natural Resources, of Transient Accommodation Tax revenues allocated to the Special Land and Development Fund for resource and facility management costs related to the HTA's strategic plan. A different defective effective date of July 1, 2050, was added to ensure that the Senate approve the measure on Final Reading before it be enrolled to the Governor.

"Despite convening four separate hearings on the proposals concerning the creation of this special fund, and obtaining community input on the concept of utilizing TAT revenues for this purpose, one week after Second Crossover, the Governor announces this agreement. And rather than consult with this Body on an appropriate legislative response, House and Senate Leadership took it upon themselves to GUT AND REPLACE this bill in Conference Committee to authorize the bond appropriation necessary to fund the state's \$40 million obligation in this deal.

"This was done without a public hearing to obtain input from our citizens. And we are agreeing to obligate the people of the State of Hawaii to a financial commitment of \$40 million, not counting interest, over the next 20 years, impacting not only our citizen but their children as well. And this was done at the final hours of the legislative session. Again, new language, new text, that neither House or Senate had raised in previous drafts, and probably a violation of Conference Rules without the requisite Senate President and House Speaker agreement to waive the Conference Rules.

"This situation brings to light an interesting legal question – does this bill fulfill the constitutional requirement of having three readings on the bill when this proposal was never voted upon previously in this House? No one can or will argue that the bill before us today resembles in any material way House Bill 2434, as introduced, or in the form of the 'official' House or Senate positions. While the *Taomae* case pertained to a bill proposing a constitutional amendment, the same arguments made that led the Hawaii Supreme Court to invalidate Act 60, Session Laws of Hawaii 2004 could also apply here. After all, the only true reading of this version of the bill will be at FINAL READING. The one, we are involved in this very day and moment.

"Article III, Section 15 of the Constitution of the State of Hawaii states in relevant part:

*"No bill shall become law unless it shall pass three readings in each house on separate days. . ."*

"Can we honestly say that this bill has received the constitutionally required THREE readings in this House when the version presently before us was received AFTER Second Crossover? When there wasn't even a public hearing on this proposal? Would that mean we are violating not only the Conference Committee Rules that prohibit the introduction of new material during Conference, or our own House Rules that require at least one public hearing on a measure to be approved by this body?"

"Most importantly, DO THE ENDS JUSTIFY THE MEANS?"

"Throughout this Legislature and present Session, and by many of my colleagues sitting on this Floor, the introduction of new material into a bill – the so-called GUT AND REPLACE – has been scrutinized, demonized, and vilified. And yet, when there appears to be consensus that the end justifies the means, no one speaks of how the public was excluded from the process... whether this bill was fully vetted and thought out... whether this fits within our means... whether the immediate passage of this bill is truly necessary.

"As the Representative from Wahiawa, Whitmore Village, and Launani Valley, in my almost 20 years in this House, I have always supported efforts to protect and preserve agricultural and conservation lands. In my view, this is sound public policy and essential for my communities to retain their unique ways of life. Voting in support of this bill stays consistent with these policy objectives.

"But I can't help but have serious misgivings about this bill. Why does it have to be enacted right now? Why couldn't the Governor call us back into special session instead? He has already exercised his authority to do this. Why not do it once more? On the other hand, why could the House and Senate Leadership also not call ourselves back in? A Special Session to consider and dispose of this issue would have ensured the proposal is properly reviewed and publicly vetted. Likewise, that it fits within our financial plan. We would not be approving a measure that could be collaterally attacked, or taint the process in the eyes of our constituents and voters. A Special Session, five days, could have easily accomplished what we seek to gain today.

"If that was not an option, why couldn't we have extended this session? Add one or two more days. I am sure no one would object to one or two more days to ensure such passage of such a worthy goal. It would be peanuts compared to the cost of violating the public trust and circumventing the spirit if not the letter of the law. This would have allowed at least a public hearing on this proposal before approving it on Final Reading. And, if most of the people support the acquisition and

expenditure of public funds, there would have been 'love fest' and a rare happy moment in the public hearing process without any contention or disagreement.

"Some might argue that the timing of this agreement was political in nature and intended to make one candidate look good and another look bad. There may or may not be some merit to this observation, but it doesn't really matter. What matters is whether we should approve spending \$40 million over 20 years to purchase an EASEMENT (mind you, not the fee interest to land but just a covenant thereon)? And, whether we should be doing this in violation of our own rules, pledges, and promises?"

"It is for this reason that many of our colleagues are skeptical about the Turtle Bay deal and have questions about public access to the conservation easement and other details. And some maintain that we should take more time to review the terms of the agreement before authorizing the bond money. But, you will not hear from them. For they know and appreciate that the perception of voting against the measure may be taken out of context and exaggerated beyond a fair and honest report. And, that is the pity, for it need not have come to this. As I learned many years ago growing up in Wahiawa, 'anything worth doing is worth doing right.'

"Furthermore, will this measure become the 'new' epitome of 'gut and replace' frowned upon by such friends like Common Cause, or the League of Woman Voters, or environmental activist like the Sierra Club, Life of the Land, or Hawaii Thousand Friends? Please take note that all are conspicuously absent and our emails have not been flooded by their usual accusatory and inflammatory demands. That fact that our friends have not spoken up speaks volumes of their organizational policy compass and leadership, and will be noted by future legislatures in future debates and discussions. Situational ethics is a severe double edged sword. I wonder how Common Cause will decide who gets the 'Rusty Scalpel' Award? Perhaps, I will. Perhaps, we all will.

"In closing, it is my hope that we all succeed in protecting what we love and cherish and that our words and deeds not become the enemy of our better selves or higher causes or laudable goals. This bill authorizes the Executive Branch to achieve the final goal of protecting Turtle Bay and Kahuku under the general principles articulated in this bill. I wish them well on this noble endeavor.

"Regardless of the aforementioned, however, and to keep aligned with my deepest convictions and beliefs, past actions and present views, I must vote, 'YES' but with serious and regretful reservations."

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

"Thank you, Mr. Speaker. In strong support. I'd like to have the words of the Representative from Lahaina adopted as my own," and the Chair "so ordered." (By reference only.)

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

"Thank you, Mr. Speaker. In support with reservations, Mr. Speaker. First I'd like to adopt the words from the good Representative from Northern Kauai and the good Representative from Wahiawa, because I think they reflect my thoughts. Is this a good measure? No, this is a flawed measure unfortunately, due to the process that we were given.

"This was a bill that was heard last week Friday in conference, voted at the last few moments of that conference. Is it transparent? No. Is it a gut and replace? Yes. So I'm going to ask for forgiveness from my conservationists out there, and my protectionists out there. Do not come after me for supporting a gut and replace. Do not come after me for no transparency. And do not come after me for flaws in the process. Because this, what they're asking for, speaks to what I live for. I am nothing but protecting and preserving our open space, our environments, and our access to areas. And unfortunately, our other processes, as the good Representative from Northern Kauai had spoken to, are broken.

"You see, Mr. Speaker, back in 1985, three decades ago, they put their county permit requirements on these lands, but they were never developed.

Since this time, my understanding, this property went into foreclosure and was repurchased by those entities that you heard the good Representative from Lahaina talk about. REITs, Real Estate Investment Trusts, large property owners that buy these properties because they already have zoning in place. Is that healthy for us? No. And I am going to ask everybody out there to start beginning to understanding these processes.

"We must begin to start holding our city and counties accountable for putting zoning on lands, and developers not moving forward with those zonings. Maybe they should be removed after a certain length of time. And that's a different discussion outside of these walls. But we sit here today because of that. Because of the threat of building out. Now, does this bill fix, they're not going to build? Nope, they can still build their high-end homes. They can still build their hotels. But we're going to get the access to walk into the property.

"Now, am I comfortable buying an easement right? No. And I was a 'no' last week Friday on this bill, because I would much rather purchase fee simple and own it, and we control the rights. But that's not going to happen here. So I have to swallow and say, alright, let's bite. We'll give you the opportunity for \$48.5 million through all these jumps, hoops and hurdles if it can be done, for us to have the right to walk across a private piece of land.

"Now hopefully that will scar this property enough so it's not developed. But that's an 'if', just like this deal is an 'if'. But if we don't allow it to float out of this Body, to still have that discussion tomorrow or next week, then we all should be ashamed of ourselves, because where do you know, on the Island of Oahu, and this is not just about talking about saving this for the North Shore community, this is talking about saving it for all of our populous. Because, you see, in the urban core, we don't have access to a lot of these areas anymore. And our people that live in the concrete jungle want to get out to the open spaces. And where are they at? On the North Shore, and on the west side where I'm at.

"But this will set great precedence, because I've already told the Attorney General, and I told my Body here, I'm coming back because I want some easement rights on some areas I want to protect and preserve and have access to. Thank you very much, Mr. Speaker."

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

"Mr. Speaker, I stand in support. Six previous speakers mentioned the word 'process'. The first speaker from Maui mentioned 'end goal'. There is a notion someplace in the library about distributive justice. How do you distribute justice? Distributive justice focuses on outcome, not process. Ideally, we want justice in a just society. That is, we want just outcomes through a just process. Agree?"

"This process with this bill could have been better. But if we just look at what we have today, we have to bite the bullet and say, we do not have a crystal ball. We do not have a time machine. We cannot go back and change what was done or said the last few months or the last few weeks or even in the last few days. And we can't go into the future to make sure that what happens in the future aligns with what our decisions are today. We have to take what is before us, and before us through perhaps a flawed process has arrived an opportunity to do justice. I would suggest, let's take that opportunity.

"Our choices aren't many. Yes, no, recommit back to committee. Of those three, I'd say let's vote yes. This is a winning issue. It's a winning issue for the public. I think it will be a winning issue on this Floor. This is a high priority issue. High priorities deserve high dollar costs. So, with those comments, I urge a yes vote. Thank you."

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

"I rise in support. I want to thank the previous speaker for mentioning the concern about process. There's another concern that was brought up regarding precedent. In my opinion, when it comes to preserving our pristine land, setting a precedent is a good thing. The states should invest in the protection of our *aina*, because this area is like Kawela, that makes

us, us. For years, North Shore development has pitted local communities against each other. Here's our chance to keep the country country, once and for all. Thank you."

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

"Thank you, Mr. Speaker. Mr. Speaker, sadly I rise in opposition. Mr. Speaker, before I begin, may I please incorporate the words of the Representatives from Kapaa, Lihue, Wahiawa and Waianae into the Journal as if they were my own. Thank you, Mr. Speaker.

"Mr. Speaker, much has been said about process, but I want to talk about something else that I thought was a little disturbing in this bill. If you actually understand revenue bonds and general obligations bonds and financing, you will note that this bill, I do believe, is flawed to the extent that the \$3 million figure that will be allocated to the Turtle Bay Conservation Easement Special Fund was based off of a figure given to us by the Attorney General, and again, was based off of the state floating general obligation bonds.

"Mr. Speaker, as you are well aware, and for those of us who have sat on the Finance Committee and who currently sit on the Finance Committee, fortunately the state does have a very good bond rating. And as a result, we get lower interest rates on general obligation bonds. But with revenue bonds, it's a different story. Revenue bonds always have a higher interest rate. And so, Mr. Speaker, if you actually run the numbers on this, we would actually have to float a lower bond, closer to \$35 million amortized over 20 years, to actually make these numbers work. So again, basing this on revenue bonds, I don't believe this calculation works. And I think that's important for people to know.

"Secondly, Mr. Speaker, I do believe I've heard many of the arguments made by some of the previous speakers. And I do believe that the Legislature would be dilatory if they did perform their due diligence on this fiscal cost. While opportunity is always a seductive prospect, hindsight has been unkind to the Legislature on issues like the Public Land Development Corporation and the Superferry. Does this \$40 million easement truly yield a public benefit larger than \$40 million, let's say, in preschools? That is exactly the message that would be perceived.

"While the Turtle Bay easements will benefit, the absence of preschool funding is palatable to all of our constituents. And the Legislature, in light of the August and November primaries, would be dilatory of sending this message to the public.

"Mr. Speaker, I'm not happy that I've been put in this position to vote 'no' on this measure, but I refuse to be dilatory, and instead will exercise the due diligence my constituents expected of me.

"Mr. Speaker, the Representative from Wahiawa noted that the State Constitution clearly states in Article III, Section 15, quote, 'No bill shall become law unless it shall pass three readings in each house on separate days,' unquote. Mr. Speaker, even the infamous and now defunct Public Land Development Corporation had three hearings in both the House and the Senate.

"Unfortunately, Mr. Speaker, I don't like being put in this position. Now I will be vilified for voting 'no' against this, and I think many of my colleagues who are voting with reservations don't want to be put in this predicament. But they're trying to do the right thing. We could have done the right thing, as the Representative from Wahiawa noted. And now we are put into this position.

"Mr. Speaker, on Opening Day I swore to uphold the Hawaii State Constitution. And because in the Hawaii State Constitution, Article III, Section 15, clearly speaks to process, unfortunately and regrettably to my friends, I must vote no. Thank you."

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

"Mr. Speaker, thank you. I rise in support. This has been a valuable discussion for a new legislator. Very valuable, and very instructive. I appreciate the eloquent and cautionary words of the previous

Representatives, especially those from Wahiawa and Kauai. This is perhaps a bad way to do a good thing, but I think it's the right thing to do today. Thank you."

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

"Thank you, Mr. Speaker. With reservations. Thank you. I've been an advocate, and a lot of people have heard me talk about the legislative process, and I think this Body is actually making progress towards more transparency in the past couple of years. But our problem today is that we have an executive that didn't do his due diligence. And I wanted to just highlight that as the problem, because it's what's brought us here.

"Right now, Mr. Speaker, I want to vote against this measure because I hate these kinds of politics, and I hate that we have an executive that came down here and told us at the last minute what to do, and didn't consult us like he should have. But, I don't think that the people of the North Shore, who have vetted this process as we've heard from other Representatives, they have vetted this, they've wanted this for a long time. So, I do think it has had public hearing, but not the way it was supposed to. And again, I truly believe that that is the Governor's fault, because of his lack of leadership on this issue.

"So I'm going reservations, but I am very thankful that we are able to move something that is going to be able to help out the North Shore. Thank you."

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

"Thank you, Mr. Speaker. In strong support with some brief observations. I support this bill because it keeps moving forward a process to create a lei of beach parks, open space, and shoreline access, so important to the residents of Oahu as has been mentioned before. For me, this lei has been strung because of the hard work by many done to preserve the shoreline property around our island. From the Kaiwi Coastline, to Kapiolani Beach Park, to Magic Island, Kakaako Makai, and now Kawela Bay and the Kahuku Coastline.

"Like many of my other colleagues, however, I'd like to add to that observations and reservations with process. But the lesson that I'm taking away from today's vote and from this bill, is that this is not a place, the job that we do, the work that we do, is not something simply for purists. Mr. Speaker, on Opening Day, or around Opening Day of this year, Common Cause Hawaii and the League of Women Voters announced a new award that's going to be given to bills. This new award is called the 'Rusty Scalpel Award'. And I would be the first, if I were a purist, to offer up this bill for that very first Rusty Scalpel Award. If I were a purist.

"But, Mr. Speaker, what I think we're required to do in this place as legislators, is to conduct our business to the best of our ability given the circumstances that we are dealt, to listen to the community, to weigh the pros and cons, to stare at all the possible consequences, accept the potential unintended consequences that some have mentioned. And as I've mentioned two days ago, there are limitations to our power. In this case, we are going to have to rely on the work of the other branches of government to carry out their duties.

"For those who raise constitutional concerns, the interpretation of all bills should have three readings, that's not for us to decide. If you look at the legislative history of this bill, this bill has had three readings in both houses. That question will be resolved by our State Supreme Court. The work of carrying this deal forward and making it reality, that's the work of the executive. And I think we have done our due diligence. We have listened to the community. We have held the requisite number of hearings. And now, it's our time to vote. So, Mr. Speaker, in strong support."

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

"Thank you very much, Mr. Speaker. In support. But before I give my presentation and speech to the Members of this Body, I'd like to say hi to the young lady who is the Executive Director for the Trust of Public Land, to state for the record, thank you very much for meeting with me on

Monday afternoon, where I told that young lady the truth of what happened in our caucus.

"Listening to the debate today, Mr. Speaker, reminds me of something that's really bothersome. Bothersome in the general public's eye of the people's trust for all of us. If you recall, Mr. Speaker, you were here and others, how we created the Legacy Land Program. Assessing a conveyance tax on all land transactions for the acquisition of private lands. I am proud to say that we have accomplished a lot during the inception of this particular measure with properties statewide.

"The concern about conservation easement for me, Mr. Speaker, is not an issue at this point in time, because it is set in perpetuity. The Trust for Public Land on Oahu, Maui, Kauai and Hawaii have already done that on behalf of the people of the State of Hawaii. Being the oldest here, let me tell you this. In 1970s, for the young men and women who were not even born, there was a resort called Kuilima developed by the Del Webb Corporation. And like I shared with the Speaker in jest in the caucus room, for the minority caucus, I said, 'I'm supporting it so that we don't get any gaming here in the State of Hawaii.'

"And for the past 20 years, Mr. Speaker, this particular project has gone through a lot. Land sales, foreclosures, bankruptcies, mediation, arbitration. The past number of years, maybe there had been three or four previous and present past owners. My point for the Members this morning about why I do support it so vehemently, because we should give credit and trust to the work group who have been working with the administration in coming up with this compromise draft.

"I want to thank all of you, not from me but for the future generations of our *keiki o ka 'aina*, long term, long term. Some of my colleagues may look at it as a short term Conference Draft 1. Long term. And like I said to some of my colleagues, I want to thank you very much in supporting a major Supreme Court decision by Chief Justice William Richardson. Public access shorelines of Hawaii for the *keiki o ka 'aina* of the future. But we tried to do in 2000, the Representative from Wahiawa, the prohibition of residential on *makai*, that was continuing on the green belt for our former Governor John Waihee, from Ala Moana Beach Park all the way to Kakaako.

"Mr. Speaker, in closing, and Members, I want to thank you and President Kim, and the House and Senate Leadership, in suspending the conference committee rules in allowing this particular gut and replace to occur. Thank you very much."

Representative McKelvey rose to respond, stating:

"Thank you, Mr. Speaker. Still in strong support. First I would like to adopt the words of the previous speaker as if they were my own. And in the spirit of bipartisan support, I would especially like to adopt the words of the Representative from Laie as if they were my own, especially with the finger wagging that he did. And that's really important, I really appreciate so much what my good friend from North Kauai, and Wahiawa, and Waianae have said about what has happened.

"This Chamber, Mr. Speaker, has, I think, done its best given the cards it has been dealt, and that's a good term to use from a previous bill a couple days ago. To try to turn, in the words of our Health Chair, lemons into lemonade, Mr. Speaker. I for one have no problem coming back for a special session, but absent an agreement from the other Chamber to do so, that may not happen, Mr. Speaker. Once again, the cards we are dealt.

"We've seen the 7 Ps from upstairs. Poor prior planning equals pathetic poor performance, Mr. Speaker. But the question is, given all that, Mr. Speaker, this Chamber has reached the monumental decision, is do we move this forward so the community can have this discussion, or do we let the actions of others subsume what is before us today?"

"So again, I really appreciate the concerns and the warnings of the Members of how we got here, and they should be taken very seriously by all. We need to take this as a message to wake up and plan and strategize, so that these don't become piecemeal solutions. And most important, Mr.

Speaker, once again, the good speaker from Palolo really hit it on the words. We need to take the long view of history. Thank you very much."

Representative Brower rose to respond, stating:

"Thank you, Mr. Speaker. Still in support with brief comments. May I have the words of the Speaker Emeritus from Palolo entered into the Journal as if they were my own? I think that truth exists in all comments made on the Floor, and I would just like to encourage Members to remember, it's never a wrong time to do the right thing. And this measure could be described as 'bottom up', because it's really the community and the public telling us that this is what they want us to do.

"A lot of times their criticism of things going too slow in the Legislature would not hold true today, because now we've jump-started something, and in some ways I wish we could be this productive every day during session. And we all told our constituents that we wanted to be put in the position of making the tough decisions, and that we can handle them. And I would encourage everyone to take responsibility in their vote.

"In closing, Mr. Speaker, in some ways I hope this bills does win the Rusty Scalpel, because it will remind groups like Common Cause that sometimes it is the right thing to do, to gut and replace. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2434, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Final Reading by a vote of 48 ayes to 2 noes, with Representatives Har and Tokioka voting no, and with Representative Ito being excused.

At 12:44 o'clock p.m., the Chair noted that the following bill passed Final Reading:

H.B. No. 2434, HD 2, SD 2, CD 1

### FINAL READING

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bills, seconded by Representative Cabanilla and carried: (Representative Ito was excused.)

H.B. No. 1616, HD 1, (SD 1)

H.B. No. 2019, HD 2, (SD 1)

H.B. No. 2320, HD 1, (SD 1)

At 12:45 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:45 o'clock p.m.

The Chair addressed the Clerk who announced that the record of votes for the appropriate measures had been received which indicated that the requisite number of House Conferees appointed had agreed to the amendments made by the Senate, and had cast affirmative votes to report said measures to the Floor for final disposition.

### H.B. No. 1616, HD 1, SD 1:

Representative Saiki moved that H.B. No. 1616, HD 1, SD 1 pass Final Reading, seconded by Representative Cabanilla.

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

"Mr. Speaker, in support, and may I reserve my comments for the last bill to be combined with this bill. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 1616, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH

PLANNING," passed Final Reading by a vote of 49 ayes, with Representatives Ito and Lee being excused.

### H.B. No. 2019, HD 2, SD 1:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 2019, HD 2, on the following showing of Ayes and Noes:

Ayes, 2 (McKelvey and Nishimoto). Noes, none. Excused, 1 (McDermott).

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2019, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE," passed Final Reading by a vote of 49 ayes, with Representatives Ito and Lee being excused.

### H.B. No. 2320, HD 1, SD 1:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 2320, HD 1, on the following showing of Ayes and Noes:

Ayes, 3 (Belatti, Morikawa and Fukumoto). Noes, none. Excused, none.

Representative Saiki moved that H.B. No. 2320, HD 1, SD 1 pass Final Reading, seconded by Representative Cabanilla.

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

"Thank you, Mr. Speaker. In support. Mr. Speaker, this bill establishes health equity as an aspirational goal for the Department of Health and recognizes social determinants of health as a major driver of health disparities. This bill, along with House Bill 1616, Relating to Health Planning, embeds social determinants of health into our planning process, reflecting a growing national and international trend recognizing what influences health outcomes within our widely diverse communities.

"In simpler terms, these concepts assert that one zip code is a better predictor of one's health status than their genetic code. Where you live, how much education you have, and how much you earn are at least as critical as your family medical history or ethnicity. With these bills, the Legislature charges the Department of Health and the state to expand their framework of public policy discussion to examine how such nontraditional health sectors may converge to achieve health in all policies.

"I thank you, Mr. Speaker, for indulging in my speech, but I wanted to mention this bill and speak, and I think it's appropriate that this is the last bill that we are passing in this session, because among the hard working staff in the Department of Health, this bill has unofficially been called and referred to as 'Loretta's Law' in honor of the Director of Health Loretta J. Fuddy, who made health equity, giving everybody a fair shot to reach their health potential, her strategic priority. And I think her legacy is now embedded in our state laws. Thank you, Mr. Speaker."

Representative Carroll rose in support of the measure and asked that the remarks of Representative Belatti be entered into the Journal as her own, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. Mr. Speaker, I am in support of HB 2320, which establishes health equity as a goal for the Department of Health (DOH), and to prioritize addressing social determinants of health as a key strategy in public health policy.

"Disparities in health outcomes between populations are increasingly costly to the state, both financially and socially. These disparities often have less to do with family medical history, such as a cancer gene passed on through generations, than with the social determinants of health, or the conditions in the environments in which people are born, live, learn, work, play and age. Because these circumstances are shaped in turn by a wider set of forces, including economics, social policies and politics, disparities in health outcomes are in large part preventable.

"The U.S. Department of Health and Human Services (DHHS) considers health equity as a key national priority, and continuously promotes policies and programs that focus on eliminating racial and ethnic health disparities. The World Health Organization and the Center for Disease Control also recognize the social determinants of health as the single most influential factor in individual and population health outcomes, more so than genetic disposition or medical care.

"Mr. Speaker and distinguished Members of this Body, it's important to consider all the factors in any situation, especially when it comes to our health. I urge everyone to please take careful consideration of this bill and to vote in support of HB 2320. Thank you."

Representative Fale rose in support of the measure and asked that the remarks of Representative Belatti be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Morikawa rose in support of the measure and asked that the remarks of Representative Belatti be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 2320, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading by a vote of 49 ayes, with Representatives Ito and Lee being excused.

At 12:49 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1616, HD 1, SD 1  
H.B. No. 2019, HD 2, SD 1  
H.B. No. 2320, HD 1, SD 1

At 12:49 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:53 o'clock p.m.

#### END OF CALENDAR

At this time, the Chair stated:

"Going back to the Conference Com. Report Number 82-14, Senate Bill 3065 that was deferred to the end of the calendar. Said measure continues to be deferred."

#### Conf. Com. Rep. No. 82-14 and S.B. No. 3065, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred.

#### INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 219 and 220) were announced by the Clerk and the following action taken:

H.R. No. 219, entitled: "HOUSE RESOLUTION AUTHORIZING AND EMPOWERING THE SPEAKER TO PERFORM AND CARRY OUT ANY OFFICIAL LEGISLATIVE BUSINESS DURING THE INTERIM BETWEEN THE 2014 AND 2015 REGULAR SESSIONS," was jointly offered by Representatives Saiki and Johanson.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.R. No. 219 was adopted, with Representative Ito being excused.

H.R. No. 220, entitled: "HOUSE RESOLUTION INFORMING THE SENATE AND THE GOVERNOR THAT THE HOUSE OF REPRESENTATIVES IS READY TO ADJOURN SINE DIE," was jointly offered by Representatives Souki and Mizuno.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.R. No. 220 was adopted, with Representative Ito being excused.

#### ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, my announcement is a request in that on behalf of those who didn't have a chance to thank our staff or to name their names, or have them stand up in front of the TV. Could we have the collective names of all the staff of this session entered into the Journal, and with the same *mahalos* that were previously expressed? Thank you," and the Chair "so ordered."

Representative Say: "Mr. Speaker, may I be permitted to submit some statements on the announcements at this point, in written announcement. Not verbally, just written, to submit written comments during the announcements," and the Chair "so ordered."

Representative Say submitted the following:

"My comments during announcement was to congratulate and say 'Thank You' to all participants, regular and session employees, the legislative support agencies and the state departments in the operation of the 27th Legislature and its success.

"I would like to share with all a Japanese Folk Blessing to convey my 'Aloha'.

*Kirisuto no heiwa ga,  
Wata shitachi no kokoro no,  
Sumizumi ni ma de  
Yuki watarimasu yo u ni.*

May the peace of Christ be with you.  
May the love of Christ dwell deep in your heart.  
May the Spirit enlighten your way.  
May you walk in the comfort of God's care.

"Mahalo!"

#### LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Fale introduced Mr. Feki Pouha, community leader on the North Shore from Niue, Tonga.

Representative Oshiro introduced former Senator Reverend Bob Nakata, and former Representative Gil Riviere.

At 12:57 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:59 o'clock p.m.

Representative Fale introduced journalists and members of the media: Ms. Catherine Cruz of KITV news, Ms. Mileka Lincoln of Hawaii News Now, Mr. Derrick DePledge of Star Advertiser, Mr. Wayne Yoshioka of Hawaii Public Radio, and Mr. Nestor Garcia of KHON2 News.

## ANNOUNCEMENTS

Representative Mizuno: "Thank you, Mr. Speaker. I just want to recognize my staff, they're watching us on TV right now. Allan Garcia, for doing a great job with the directory. Christine Fehn, for doing a great job with the food bank. Your House of Representatives raised over \$9,000 this year. I also wanted to recognize Charlie St. Sure, who's done a great job with our news releases. I wanted to thank Charles Jenks, who worked for the Honolulu Police Department for over 32 years. He's done a great job with our constituent services. And of course, my wife, May Mizuno, who has just been fiercely loyal and has done a great job here at the Capitol.

"I also wanted to provide best wishes to three of our Members who will be going on to different areas. Representative Takai, Representative Wooley, and Representative Fale. It's certainly been an honor to work with these three outstanding Members.

"To the entire membership, it's great to work together and disagree but come up with final solutions with respect and honor. And finally, to the leadership team and to you, Speaker. Thank you for allowing us the great opportunity to craft solid policy. Thank you very much."

At 1:01 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:02 o'clock p.m.

At this time, the Chair stated:

"We're going to have a presentation, Members. There are three gentlemen that we're going to honor, and we're going to be honoring them because they've done something very extraordinary. This is Bronson Low, Glenn Ganigan and Jarrett Ku. I just want to make mention in regards to these young men that you never know when you will be called upon to do something extraordinary.

"For most folks, you expect to get up every morning, get to work and do your job. Nothing more, nothing less. Yet these individuals, when circumstances dictated, took charge of the situation and worked together to defuse a potential tragic situation. Was that ordinary? Was that heroic? You bet it was.

"On behalf of the House and everyone here at the Capitol, I want to congratulate them on their actions for that day. You've made all of us proud, and each of you should be as well. Again, my thanks and congratulations.

"For Bronson Low, Luke and myself will present the certificate and lei. For Glenn Ganigan, Vice Speaker Mizuno and Cabanilla, will you please present the lei and certificate. And for Jarrett Ku, Representative Johanson and Fukumoto, will you please present the certificate and lei. That's the Minority Leader and Floor Leader. We are very proud to have these young men working for us, and for the action that they have taken."

At this time, the Members of the House of Representatives presented certificates and lei to the following staff members:

Bronson Low  
Glenn Ganigan  
Jarrett Ku

The Chair continued, stating:

"We're going to be continuing. We are going to call on Vice Speaker to present the gavel and allow the following to speak. Representative Takai, Representative Wooley, and Representative Fale, beginning with Representative Takai. Will you please present the gavel, Mr. Vice Speaker, to those three, and they can speak. And Representative Cabanilla with the lei.

"Alright, we'll give each of them a couple of minutes to speak as they are leaving us. They've been great legislators all these past years. So can we have Representative Mark Takai to say a few words. *Aloha.*"

Representative Takai: "Thank you, Mr. Speaker. I'd like to insert my comments. Not. Okay then, I understand the rule is for every year, I get a minute. Okay, so if that's not the rule, I decided to write my comments down because I probably would tend to drag and go on for 20 minutes. So, instead I wrote my comments. Thank you, Mr. Speaker.

"Today, I stand here full of great memories and heartfelt emotions. I have enjoyed serving in the Hawaii House of Representative for the past 20 years. And I thank the people of Aiea and Pearl City for this honor and privilege.

"I want to thank my parents Erik and Naomi, my brother Ross and sisters Nadine and Nikki. I also want to thank my beautiful wife Sami and our two kids, Matthew and Kaila. I thank all my aunts and uncles and cousins. I am who I am because of their love and support.

"We can't do our jobs as State Representatives without the hard work and dedication of our staff. I thank all the people who have worked in my office. I want to thank this year's legislative staff, Lisa Vargas, my Office Manager, Michael Hall, Klaire Trajano, and Candace Kaawaloa. I also want to thank my Office Managers over the years, starting with Stuart Saito, Kendall Matsuyoshi, Linda Asato Kaichi, and again Lisa Vargas.

"My first day on the job was Nov. 8, 1994. I was a single guy, passionate, with too much energy. Today, I'm married to my beautiful wife Sami, and together we are proud parents of Matthew, who is 12 years old, and Kaila, who is 10 years old. I'm not 27 years old anymore, and my hair is no longer black, as you can see. However, I'm still quite passionate, but it's a controlled passion.

"We are all here in the Legislature to make a difference. We come to work with a purpose and a reason for living, because there are so many people depending on us to succeed. And over the past 20 years, I know we have all made a positive impact in Hawaii and its people.

"However, the most significant changes have been in me. I've grown as an individual, and as a person. And for this, I'm thankful. I've learned so much here in the Capitol. And although it will take me hours to tell you how much I've learned, let me talk about five of the most important things that I've learned.

"I've learned, for example, that being quiet is sometimes more effective than shouting. I've learned that what is not said is just as important as what is said. I've learned that wisdom does come with age, but that youth offers a perspective that must be welcomed. I've learned that being humble and thankful are character traits worthy of continuous learning and mastering.

"We all have the best job in the world. Being elected to represent people is an honor, one that I will treasure for the rest of my life.

"I often wondered how or when I would leave the Legislature, and today I know. I'm leaving to run for Congress. I know this is going to be the toughest race in my political life, but things will work out because, just as all of you will do over the next few months, we will work hard, extremely hard. And although there is still much work to be done here in the Legislature, the future is bright for Hawaii because I have confidence in all of you, and I know that you will make the correct decisions and do the right things.

"I'm really going to miss this place, and I'm going to miss working with all of you.

"And oh yes, my fifth and final point that I've learned here at the Capitol, I've learned that eventually, good things do come to an end.

"And so my friends, I say goodbye, and *mahalo*, and *aloha*. Thank you."



Speaker Souki: "Thank you very much, Representative. Very poignant. Can we have Representative Wooley give her message to us, we will miss her too."

Representative Wooley: "Thank you, Mr. Speaker. I'd like to adopt the words of the previous speaker. I'm just kidding, I couldn't. Twenty years of service, that really is amazing. I have been here six, but congratulations."

"I just mainly want to take this moment to thank my staff. Jackie Miyashiro is my Office Manager. She has been with me from day one, and she has always had my back. Without her, I don't know how I would have survived, she really has become family over the last six years. And she brought with her Bev Wong, who has also been with me for quite some time, and she is the efficiency in our office. This year I was also very lucky to have Kory Rosette and Eliza Wilcox, and I have never had a better team. I really just want to say *mahalo* to each one of them. They made this year in particular the best."

"I also just want to express my humility, I feel very humble to be here with all of you today and to have been able to serve with so many of you for all of this time. I am looking forward to continue to serve. With that, I thank all of you, and my door is always open, anytime. *Mahalo*."

Speaker Souki: "Thank you very much Representative, for all your work these past years. And we will have Representative Fale, he also will be saying goodbye to us, been a big contributor these last two years."

Representative Fale: "Mr. Speaker, I hope I can use this to eat something with it. Mr. Speaker, I had also heard, like the Representative from Aiea, but I guess he got the memo that said one minute for every year, I got the memo that said 5 seconds for every year. Which means, by the time I said these words, my time would have been over."

"Mr. Speaker, it's been a great honor to be here. I'm the third son of five brothers and two sisters. I have generally lived my life in the shadow of great men. It's kind of hard being the third son. Being smaller, not as fast, not as strong. I can tell you this, Mr. Speaker. My heart is just as big. I've been raised my entire life to say, always told by my mom and dad, just remember who you are, and you'll be just fine."

"First of all, Mr. Speaker, I remember who I am. I'm a son of a loving father in heaven, just like all my brothers and sisters here on this earth. My Molo father was a poor farmer, just like his dad before him, and he loved his family. My mother is the daughter of poor immigrants who walked across the plains and had to boil weeds sometimes from the forest, just to stay alive. I know I'm not anybody, but I love my family, I love my community, and I love this great state."

"I can't express, Mr. Speaker, the gratitude I feel in my heart for those I have stood side by side with and the great cause of serving the people of this great state. There are those here who I know, whether there are bullets flying or words flying at you, they would stand side by side with you no matter what. The bonds we forge as family and friends, if we trace back long enough and we look hard enough, we know we're all connected. We're all brothers and sisters in one way or another, and our mission here is to lift each other up."

"One day, Mr. Speaker, my bones will be placed beside my ancestors where they lay. And at that time, I hope and pray that the simple thing that will be said about me is that I represented my family well, I represented my community well, and I served, to the best that I could, the people that I love."

"Mr. Speaker, it has been an enormous honor to be here, to be the first of my family, to be the first of my ancestors to reach this building. It has been a great matter of pride and joy for them. But far and above anything and everything we do, is the simple understanding of how we are bound to each other, regardless of where you come from, what you believe, but as brothers and sisters of this great state."

"Mr. Speaker, I extend my gratitude to every individual who is here, and especially to my family who is listening and watching online. I love every one of you. I appreciate the time that you have borne with me. My brothers

and my sisters and my mom and dad say, 'how can they tolerate to sit next to you?' So I appreciate my brother, Representative Onishi, and my sister over here, Representative Matsumoto. We have this journey that we have taken the past couple of years together. But as we know, there is a lot of work to do, and a lot we must perform in the service of our people. Thank you."

Speaker Souki then gave his closing remarks as follows:

"Thank you very much for all your fond farewells. Brought a little tear to my eye. Thank you very much. Now I will be making a short speech and kind of a summary. I'll try to move as rapidly as we can, because I know everybody is tired, it has been a long day."

"So Members, I just want to say that we have come to the end of another session. To the leadership team, the chairs, vice chairs, and each and every Member of the House, thank you for your unwavering commitment to do your best for the people of Hawaii. Because of you, this was not only a productive session, but a biennium marked by significant accomplishments."

"I would like to especially thank Majority Leader Scott Saiki, Vice Speaker John Mizuno, and Finance Chair Sylvia Luke for their tremendous contributions and tireless efforts in moving us forward to this day. To our Minority Leader Aaron Johanson and the Minority Caucus, thank you for bringing your ideas and perspective to the table to help us craft legislation for all of Hawaii's people. To the permanent and session staff of the House, thank you for supporting the professionalism and tireless efforts in supporting the work of the House."

"I would also like to thank Senate President Donna Kim, her leadership team, the Senate chairs and Members who worked with us and collaborated as we worked to craft legislation for the people of Hawaii."

"At the end of the day, when all the talk is done, we can only take stock in the actions taken to assess what we accomplish. When the year started, our economy was on the rise, tourism was strong, and unemployment was down. But long term projections suggested the need for cautious optimism. We needed to invest in current programs and projects, but we also had to make strong investments in Hawaii's future. And Members, you have done that, showing your ability to look beyond the immediate needs, adjust to changing times, exercise responsive legislation with vision."

"At the same time, you saw the need to help our lowest wage earners by raising the minimum wage for the first time since 2007. You saw that the rise in economy is a healthy one only when it elevates all of our citizens."

"You saw the need to assist the homeless and those at risk of becoming homeless. To that end, you have increased funds allocated from the state's Conveyance Tax to the Rental Housing Trust Fund from 30 percent to 50 percent starting July 1st. That will help our young families who are struggling to make ends meet with their housing needs."

"We also moved quickly to shore up the Hawaii Health Connector that will preserve Hawaii's Prepaid Health Care Act, thereby ensuring our future healthcare needs for all of Hawaii's people. In spite of being given the ball on your own one yard line, you established great oversight, created a better game plan, restructured the connector's board of directors to represent the broader interest of the community."

"Under the majority package, you also reaffirmed our commitment to our *kupuna*, providing services and support programs for their health, safety and well-being. And for others in need of help, you provided more than \$10 million in Grant-in-Aid for nonprofit organizations who reach out to the community with invaluable services."

"For the environment, you took measures to protect our environment economy against invasive species, and sought to plan for contingencies in the event of catastrophic consequences due to climate change. You also took measures to secure a 665 acre conservation easement on Oahu's North Shore, which will protect those lands for future generations."

"In education at all levels is the bedrock upon which lifelong success hinges. Knowing this, you continue to invest in education, from preschool to higher learning. You made kindergarten mandatory for all 5-year-olds, and provided for children with special needs.

"You also committed to strengthen our number one industry by raising the cap on TAT. As I noted in my Opening Day speech, the counties are equal partners in marketing our number one industry, and should be provided with necessary funds to do their job, certainly funds that we originally promised them. Be that as it may, the increase is a start, and we have an opportunity down the road to build upon this year's actions.

"In addition, you provided over \$5 million for a wide range of Capital Improvement Projects for our state infrastructure, which will continue to support economic growth on all the islands, including those CIP funds on money for a new Kona judiciary building, and the University of Hawaii at Hilo School of Pharmacy.

"For fiscal responsibility during this past economic crisis, the state borrowed from the state's Rainy Day Fund and the Hurricane Relief Fund, promising the money will be returned when the economy is improved. You began fulfilling that promise in the first year of the biennium, and continued that process in this session. We also continued to address the state's unfunded liabilities.

"Finally, you responded to the voice of the people, and moved quickly to restructure the Hawaii Community Development Authority that will help create a better future for Kakaako residents.

"Again, I am deeply grateful to all of you Members for your trust, your hard work, and commitment to the people of the State of Hawaii.

"They say that pride is the result of accomplishments. That is why I take great pride and am honored to have served as your Speaker, and look forward to working with you in the foreseeable future. Thank you all, and God bless you for your service."

Representative Saiki gave his closing remarks on behalf of the Majority as follows:

"Thank you, Mr. Speaker. I wanted to basically just make some acknowledgements. First, thank you to the residents of our respective communities for giving us the privilege of representing them in the Legislature.

"Second, thank you to the legislative staff for their work in getting us to this day. In particular, thank you to the Chief Clerk's Office, Sergeant-at-Arms, the Printshop, the Legislative Reference Bureau, the research offices, and the staff members within our individual offices.

"Third, thank you to the Senate Leadership for the collaboration and many hours spent with them on the pressing matters before us.

"Fourth, thank you to our colleagues across the aisle. It has been a privilege working with them. It has been a very constructive and positive working relationship throughout the past two years.

"Finally, thank you to the members of your Majority Caucus. Everyone worked really hard, and each member made a contribution to the future of our state. Thank you very much."

Representative Johanson gave his closing remarks on behalf of the Minority as follows:

"Thank you, Mr. Speaker. I just wanted to say that for the past two years, the House of Representatives has forged ahead together in a historic way. As we watched the federal government paralyzed by political gridlock and gamesmanship, much of which we and our constituents decry, Hawaii is pushing forward in showing that bipartisan cooperation and leadership is not only possible, but also an effective way to govern and to put the public first.

"Representatives from both sides of the aisle came together in the spirit of cooperation, guided by a commitment to reform. From this cooperation evolved a strong working relationship that led to the entertaining of new ideas, a more egalitarian way of doing things, and a finding of common ground in spite of our diversity of opinions and beliefs. Whether it was ensuring a solid educational foundation for all of Hawaii's children through increased kindergarten opportunities, engaging in dramatic and needed budgetary and fiscal reform addressing Hawaii's clean energy future, meeting the many health and human services needs of Hawaii's people, recapitalizing funds and addressing our unfunded liabilities, or taking steps to honor our veterans for their service to our country, this House has made serious and needed reforms to move forward together in spite of all of our differences.

"These past two years have demonstrated that elected officials can overcome politics as usual, and achieve something rather extraordinary, especially in the modern political environment. And that is, taking off the politician hat and embracing the mantle of leadership as public servants.

"On behalf of the Minority Caucus, I wanted to take time to express my profound appreciation to all of the staff who labor tirelessly to make everything we are a part of happen. To the House Minority Research, the House Majority Staff Office, LRB, the House Chief Clerk's Office, the House Sergeant-at-Arms Office, and the Public Access Room, *mahalo* for your constant work and your help in facilitating a legislative process, and for your service to the people of Hawaii.

"I also wanted to thank, to express my heartfelt gratitude, to this Body for their commitment to the people of Hawaii, as well. It has been a real privilege to work with each and every one of you. We may not have always agreed on matters of policy, we may not have agreed on methods to achieve our goals, but through it all, we remained focused on serving the people of Hawaii.

"More specifically, I would also like to extend my appreciation to my Minority Caucus. Though we have only been seven in number, I think we worked hard to add to this Body. Ours is the road less traveled, but we charted a new course for the Minority, finding common cause and common ground where it can be found, and when necessary, dissenting in our views. I've come to appreciate each of your individual and distinct perspectives, and I've continually seen how our diversity adds to our strength. Thank you again for the opportunity to serve as your Minority Leader, and for faithfully working to add something unique and different to the House, and for taking a different path.

"To you, Mr. Speaker, to our Majority Leader, and to the rest of the House Leadership, I also want to honor you for taking the road less traveled these past two years. *Mahalo* for your partnership with the Minority Caucus, even when we dissented. *Mahalo* for your leadership and stewardship of our House and the House of Representatives.

"Much more lies in store for this Body. There is much work and many good things to be done. I think that's something we can all agree on. After the progress made in this biennium, I believe that great days lie in store for our State of Hawaii. I also know that we, as public servants, will play an active role in bringing these great days to pass. Thank you."

## ADJOURNMENT

Representative Saiki moved that the House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, adjourn Sine Die, seconded by Representative Johanson.

The motion was put to vote by the Chair and carried, and at 1:35 o'clock p.m., the Speaker rapped his gavel and declared the House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, adjourned Sine Die. (Representatives Evans, Har, Hashem and Ito were excused.)

**HOUSE COMMUNICATIONS**

House Communication dated May 1, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 29, 2014 [*sic*], and has this day agreed to the amendments and passed the following House Bills on Final Reading:

H.B. No. 1616, HD 1, SD 1  
H.B. No. 2019, HD 2, SD 1  
H.B. No. 2320, HD 1, SD 1

House Communication dated May 1, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day passed the following bills on Final Reading:

H.B. No. 1745, HD 2, SD 2, CD 1  
H.B. No. 1796, HD 2, SD 1, CD 1  
H.B. No. 2257, HD 2, SD 2, CD 1  
H.B. No. 2434, HD 2, SD 2, CD 1  
H.B. No. 2490, HD 2, SD 2, CD 2  
S.B. No. 2948, SD 1, HD 1, CD 2

**SENATE COMMUNICATIONS**

The following communications from the Senate (Sen. Com. Nos. 723 through 727) were received by the Clerk:

Sen. Com. No. 723, dated May 1, 2014, informing the House that the following bills have this day passed Final Reading:

H.B. No. 1745, HD 2, SD 2, CD 1  
H.B. No. 1796, HD 2, SD 1, CD 1  
H.B. No. 2257, HD 2, SD 2, CD 1  
H.B. No. 2490, HD 2, SD 2, CD 2  
S.B. No. 2948, SD 1, HD 1, CD 2

Sen. Com. No. 724, dated May 1, 2014, informing the House that the Senate has on April 29, 2014, reconsidered its action taken on April 10, 2014, in disagreeing to the amendments proposed by the House to the following Senate Bills and has moved to agree to the amendments, and that said bills have this day passed Final Reading:

S.B. No. 1007, SD 2, HD 2  
S.B. No. 2118, HD 1  
S.B. No. 2629, SD 1, HD 1

Sen. Com. No. 725, transmitting H.C.R. No. 68, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT THE AUTHORIZATION OF THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE CONSTRUCTION OF A LONG-TERM CARE FACILITY FOR VETERANS CONTINGENT UPON THE RECEIPT OF FEDERAL FUNDS," which was adopted by the Senate on May 1, 2014.

Sen. Com. No. 726, transmitting H.C.R. No. 92, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING MARCH AS LOCALICIOUS HAWAII MONTH," which was adopted by the Senate on May 1, 2014.

Sen. Com. No. 727, transmitting S.R. No. 88, entitled: "SENATE RESOLUTION INFORMING THE HOUSE AND GOVERNOR THAT THE SENATE IS READY TO ADJOURN SINE DIE," which was adopted by the Senate on May 1, 2014.

**EMPLOYEES OF THE HOUSE**

The following is a list of all House employees for the 2014 Session:

Representative Aquino: Maureen Andrade, Stacie Gandaluli, Janelle Funtanilla, Haunani Nagel, Jansen Ucol

Representative Awana: Leon Rouse, Guy Aiu, Leolani Oyama

Representative Belatti: Jon Kawamura, Robert Choy, Sharde Freitas, Kimi Ide-Foster, Shanthi Rajagopalan

Representative Brower: Cynthia Nyross, Elizabeth Brower, Luke Sarvis

Representative Cabanilla: Su Kim, Chris Manabat, Patrocinio Bolo, Cosme Caal, Philmund Lee, Thomas Marzec, Steven Nordell

Representative Cachola: Leo Gozar, Charles Izumoto, Cynthia Apana, Christine Lau

Representative Carroll: Soana Tupua-Fanoga, Rebecca Bernal, Makanalani Gomes, Saline Tupua

Representative Choy: Carole Hagihara, Jenny Quezon, Pamela Seeney

Representative Creagan: Napualani Young, Deborah Adams, Ian Montoya

Representative Cullen: Shanell Cullen, Kent Jiang, Rachele Lamosao, Jolyn Prieto, Maria 'Hope' Sarmiento

Representative Evans: Teriitavae 'Terii' Perez, Sheryll Bonilla, James Logue, Alexander Wheeler

Representative Fale: Carrie Kealoha, Tania Cortez-Camero, Jeffrey Lyons, Ana Niutupuivaha

Representative Fukumoto: Stephanie Burgess, Marlo-John Ting, Kanani Castro, Jennifer Miller, Genel Oganeku, Justin Omori

Representative Hanohano: Rhonda Roldan, Kahikina Kaawalao, Kukana Kama-Toth, Michael Markrich, Clyde Marzan

Representative Har: Keanu Young, Micah Courneya, Colette Devou, Ladoshie Holman, Vincent Todd

Representative Hashem: Kathy Kato, Kenneth Best, Uyen Vong

Representative Ichiyama: Melanie 'Mel' Kuroiwa-Steiner, Fern Dalton, Crystine Ito

Representative Ing: Margaret 'Poni' Daines, Kaliko Chun, Travis Fallon

Representative Ito: Roxanne Kamalu, Richard Haru, George Okuda, Janina Tully

Representative Johanson: Secily 'Malia' Gray, Jill 'Lani' Kaaa, Cody Hensarling, Carole Kaapu

Representative Jordan: Nicole 'Lehua' Kinilau, Cuyler Otsuka, Frances Rollins, Allan Toh

Representative Kawakami: Virginia 'Gini' Kapali, Paulette 'Polly' Phillips, Benigno Viernes, Matthew Yoshida

Representative Kobayashi: Edward Thompson, Joni Ekimura, Liane Miwa

Representative Lee: Jennifer Wilbur, Dylan Armstrong, Holly Broman, Melita Lani

Representative Lowen: Anna Kelly, Cristobal Batista Jr., Lanaly Cabalo, Nga Nguyen, Karen Shiu

Representative Luke: Julie Yang, Jennifer Byun, William Chum, Melody Lee, Danyl Pang

Representative Matsumoto: Cynthia Vaillancourt, Celeste Gonsalves, Daniel Soo

Representative McDermott: Keith Rollman, Cesar Caoili, Paul Kanoho

Representative McKelvey: Mark Rosa, Wendee Wilson, Jason Chee, Daphne Henion, Myron Kamihara, Michael Kato, Wayne Scott

Representative Mizuno: Christine Fehn, Joje 'May' Mizuno, Charles St. Sure, Allan Garcia, Charles Jenks

Representative Morikawa: Mark Mararagan, Joanna Lee, Thomas Oi, Kristina Viloria

Representative Nakashima: Lori Hasegawa, Jana Carpio, Mae Conner, Karim Troost

Representative Nishimoto: Kevan Wong, Chelsea Okamoto, Randall Yamamoto

Representative Ohno: Jenna Takenouchi, Rexie Adlawan, Colleen Takenouchi

Representative Onishi: Tracy Weidie, Timothy Coughlin, Micah-Seth Munekata

Representative Oshiro: William 'Bill' Gillispie, Erik Abe, Lei Learmont, Jared Munemitsu

Representative Rhoads: Jessica Faige, Sonny Le, Kapuaonalani Aiu-Yasuhara, Devon Grandy, Bryan Harada, Ryan Hew, Diana Ronquillo, Christine Young

Representative Saiki: CJ Leong, Jonathan Tungpalan, Claire Harris, Shayna Lonoaea Alexander, Nicole Tefft

Representative Say: Evelyn Hee, Cynthia Au, Dina Poma-Barnes

Representative Souki: Floriene 'Flo' Hamasaki, Eloise Kuniyoshi, Denise Liu, Brian Yamane, Vernon Souki

Representative Takai: RaniaLisa 'Lisa' Vargas Omo, Cheryl Derby, Michael Hall, Candace Kaawaloa, Klaire Marie Trajano

Representative Takayama: Karen Kawamoto, Carl Miura, Brandon Sekiya, Carl Takamura

Representative Takumi: Nancy Nishimura, Margaret Shin, Kelly Shitanaka, Susan Uno

Representative Thielen: Charlotte Farmer, Linnea Schuster, Maegan Wilber

Representative Tokioka: Richard Silva, Jared Higashi, Jordan Ozaki, Tamara Toner

Representative Tsuji: Lora Lapenia, Arthur Harris, Julie Haruki, Lianne Yamane

Representative Ward: Paige Altonn, Robin Hood, Jordan Pollard

Representative Woodson: Daniel Kalili, Brina Dorser, Miho Teipel

Representative Wooley: Jacqueline 'Jackie' Miyashiro, Kory Rosette, Elizabeth Wilcox, Beverly Wong

Representative Yamane: Danielle Bass, Quyen Anderson, Andrew Suarez-Lopez

Representative Yamashita: Lois Tambalo, Kiara Burgemeister, Edwin Hayashi, Kristine Reitan

Finance: Nandana Kalupahana, Jody 'Jo' Hamasaki, Randall 'Randy' Hiyoto, Derek Shigano, Stacey Tagala, Alberto Vargas, Tiffany Anderson, Riley Fujisaki, Mallory Klum, Brandon Kumabe, Donovan Lim, Dominique Swann, Alicia Swanson, Kay Yasufuku, Sheryll Yotsuda

House Majority Staff Office: Joan Yamaguchi, Rebecca Anderson, Jeremy Aoyagi, Nelisa Asato, Doreen Belen, Siobhan Caruso-Ng, Alicia Duffin, Richard Dvonch, James Funaki, Jamie Go, Donna Ikegami, Susan Iwata, Alison Kim, Shin Woo 'Roger' Kim, Steven Lum, Brandon Masuoka, Roy Nihei, Jeremy Patton, Ryan Sakuda, Elsielyn Singson, Jason Young, Kelsi Agbayani, Alexander Colby, Dietra Myers Tremblay, Chelsea Speranza, William Toyozaki, Calvin Vaughn, Michelle Walker, Margaret Yamashita

Communications: Carolyn Wilson, William Nhieu, Thomas Yoneyama

House Minority Research Office: Rina Chung, Candace Crouch-Kelsey, Sarah Fukumoto, Marc Takei, Michele Van Hessen, Kainoa Kaumeheiwa-Rego, Laura Jennings, Jarrett Ku, Jeffrey Manibusan, Robyn Pfahl

Chief Clerk's Office: Brian Takeshita, Ruperto 'Rupert' Juarez, Janis Higaki, Ryan Kagimoto, Ashley Miho, Ross Miyasato Jr., Emma Perry, Neal Shigemura, Roger Tyau Jr., Richard Ah Lee Sam III, Shayna Lonoaea Alexander, Angel Fujihara, Isabelle McArdle, Jonathan Morris, Paulette Muragin, Richalle Patague, Lehua Saturnio, Jill Takamatsu, Carlos Tijerina, Maricel Velasco, Rachel Williamson, Scott Yamane, Jared Yamauchi, Diane Yukumoto

Chief Clerk's Office - Tech Support: Josette Friedl, Royce Fukumoto, Matthew Hanabusa, Gail Iseri, Arman 'Kai' Lau, Eric Lee, Craig Nakahara, Thai Nguyen, Desiree Cabinatan, Chi Hwa 'Elvis' Ho

Chief Clerk's Office - Printshop: Tammy Tengan, Summer Kaleo, Howard Aki, Fritzi Belmorero, Carol Cabebe, Valerie Daog, Karen Ebisuya, Roy Higa, Jack Ikeda, Lorrin Kaalekahi Jr., Mildred Phillips, Ambronette Rivera, Linda Shishido, Ruby Tomokiyo, Mark Villamor, Bryson Villanueva, Dustin Villanueva, Curtis Yoshida, Wesley Yoshitake

Sergeant-at-Arms: Kevin Kuroda, Lon Paresa, Paulette Abe, Jesse Alvarado, John Baker, Rodney Haena, Grant Okamoto, Glenn Okamura, Andrew Barroga, Darryl Fukuji, Glenn Ganigan, Bronson Low, Henry Muronaga, Brenden Nagaji, Neal Nagata, Geoffrey Oshiro, Rupert 'Rudy' Park III, Melanie Pugay, Jeffrey Spencer, Richard 'Tammy' Tamashiro, Nelson Toda

## OTHER COMMUNICATIONS



HOUSE OF REPRESENTATIVES  
STATE OF HAWAII  
STATE CAPITOL  
HONOLULU, HAWAII 96813

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SPEAKER'S OFFICE

May 2, 2014

Letter of Resignation

To: Speaker Joseph Souki

From: Representative Jessica Wooley  
Chair, House Agricultural Committee

I wish to inform you that I have accepted an appointment by Governor Neil Abercrombie to serve as the Director for the Office of Environmental Quality Control (OEQC). Therefore, I hereby submit my notice of resignation as State House of Representative, House District 48, effective May 05, 2014, at 9:00 am.

It has been a privilege and honor to serve the people of Hawaii the past six years. I would like to take this opportunity to thank you for having confidence in my ability to serve as Chair of the Committee on Agriculture. This leadership assignment undoubtedly helped to define my legislative career and opened the opportunity for me to further serve the people of Hawaii.

I am especially grateful for you taking time from your busy schedule to meet with me, and providing me with your valued input and guidance.

I leave with a heavy heart because of the many special relationships I have formed with so many who work here. The silver lining however, is that I know our work will continue to bring us together as we all strive for a better future.

Malama Pono,

A handwritten signature in cursive script that reads "Jessica Wooley".  
Jessica Wooley

cc: The Honorable Governor Neil Abercrombie  
Linda Rosen, M.D., Director, Department of Health  
Bruce Coppa, Chief of Staff