

HAWAII STATE

HOUSE OF REPRESENTATIVES

REGULAR SESSION OF 2015

***ROUGH DRAFT
JOURNAL***

SECOND DAY

JANUARY 22, 2015

OFFICE OF THE CHIEF CLERK

BT

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SECOND DAY

Thursday, January 22, 2015

The House of Representatives of the Twenty-Eighth Legislature of the State of Hawaii, Regular Session of 2015, convened at 12:04 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Ms. Mie Omori of Representative Henry J.C. Aquino's office, after which the Roll was called showing all Members present with the exception of Representatives Cachola, Carroll, Ing, Kobayashi and Thielen, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1 through 69 and 71 through 88) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1, dated August 31, 2014, transmitting the Pacific International Space Center for Exploration Systems (PISCES) Fiscal Year 2014 Annual Report, prepared by the Department of Business, Economic Development & Tourism pursuant to Section 201-80, HRS.

Gov. Msg. No. 2, dated September 18, 2014, transmitting the Hawaii Tax Credit for Research Activities for Tax Year 2013 Report, prepared by the Department of Business, Economic Development & Tourism pursuant to Section 235-110.91, HRS.

Gov. Msg. No. 3, dated September 19, 2014, transmitting the 2013 Annual Report, prepared by the Department of Hawaiian Home Lands pursuant to Section 222 and Section 228, Hawaiian Homes Commission Act, 1920, as amended.

Gov. Msg. No. 4, dated October 28, 2014, transmitting the Hawaii Strategic Development Corporation's 2014 Annual Report, prepared by the Hawaii Strategic Development Corporation pursuant to Section 211F-15, HRS.

Gov. Msg. No. 5, dated October 28, 2014, transmitting the Parental Preferences in Government Contracts, Programs, and Services Report, prepared by the Department of Human Resources Development pursuant to Act 162, SLH 2002.

Gov. Msg. No. 6, dated October 28, 2014, transmitting the Hawaii Teacher Standards Board Annual Report 2015, prepared by the Hawaii Teacher Standards Board pursuant to Section 302A-803, HRS.

Gov. Msg. No. 7, dated October 28, 2014, transmitting the Dual QUEST and Private Coverage Recipients Report, prepared by the Department of Human Services pursuant to HCR 199, HD1 (2010).

Gov. Msg. No. 8, dated October 28, 2014, transmitting the Home Property Lien Report, prepared by the Department of Human Services pursuant to Section 346-29.5, HRS.

Gov. Msg. No. 9, dated October 28, 2014, transmitting the Department of Human Resources Development report that no retirant was hired to fill a labor shortage or difficult-to-fill position in Fiscal Year 2014, prepared by the Department of Human Resources Development pursuant to Section 88-9(f), HRS.

Gov. Msg. No. 10, dated October 31, 2014, transmitting the Department of Budget & Finance's Report on Act 268, Part II, Section 12, SLH 2013.

Gov. Msg. No. 11, dated November 3, 2014, transmitting the Implementation of Chapter 190D, Hawaii Revised Statutes Ocean and Submerged Lands Leasing Report, prepared by the Department of Land and Natural Resources pursuant to Act 176, Section 12, SLH 1999.

Gov. Msg. No. 12, dated November 3, 2014, transmitting the Relating to Public Land Liability and Recommendations of the Task Force on Beach and Water Safety Report, prepared by the Department of Land and Natural Resources pursuant to Act 86, SLH 2014.

Gov. Msg. No. 13, dated November 3, 2014, transmitting the Findings and Recommendations of the West Maui Ocean Recreation Management Area Advisory Committee Report, prepared by the Department of Land and Natural Resources pursuant to Act 194, SLH 2012.

Gov. Msg. No. 14, dated November 6, 2014, transmitting the Hawaii State Public Library System's Annual Report for Fiscal Year 2014, prepared by the Hawaii State Public Library System pursuant to Section 312-3.6 and Section 312-22, HRS.

Gov. Msg. No. 15, dated November 6, 2014, transmitting the Makaha Valley Flood Study for State Fiscal Year 2014, prepared by the Department of Land and Natural Resources pursuant to Act 283, SLH 2012.

Gov. Msg. No. 16, dated November 6, 2014, transmitting the Status of the Issuance of Incidental Take Licenses for Endangered, Threatened, Proposed, and Candidate Species; and the Condition of the Endangered Species Trust Fund Fiscal Year 2014, prepared by the Department of Land and Natural Resources pursuant to Section 195D-26, HRS.

Gov. Msg. No. 17, dated November 6, 2014, transmitting the Relating to the Wildlife Revolving Fund Fiscal Year 2014 Report, prepared by the Department of Land and Natural Resources pursuant to Section 183D-10.5, HRS.

Gov. Msg. No. 18, dated November 6, 2014, transmitting the Budgetary and Other Issues Regarding Invasive Species Report, prepared by the Department of Land and Natural Resources pursuant to Section 194-2, HRS.

Gov. Msg. No. 19, dated November 18, 2014, transmitting the Relating to the Forest Stewardship Program Report, prepared by the Department of Land and Natural Resources pursuant to 195F-6, HRS.

Gov. Msg. No. 20, dated November 18, 2014, transmitting the Operations of the Filing Office for Financing Statements Under the Uniform Commercial Code, Secured Transaction (Revised Article 9) Report, prepared by the Department of Land and Natural Resources pursuant to Section 490:0-527, HRS.

Gov. Msg. No. 21, dated November 18, 2014, transmitting the Activities and Plans of the Aha Moku Advisory Committee Report, prepared by the Department of Land and Natural Resources pursuant to Section 171-4.5, HRS.

Gov. Msg. No. 22, dated November 18, 2014, transmitting the Hawaii Historic Preservation Special Fund for Fiscal Year 2013-2014 Report, prepared by the Department of Land and Natural Resources pursuant to Section 6E-3, HRS.

Gov. Msg. No. 23, dated November 18, 2014, transmitting the Administratively Established Accounts and Funds of the Department of Land and Natural Resources for Fiscal Year 2014 Report, prepared by the Department of Land and Natural Resources pursuant to Section 37-52.5, HRS.

Gov. Msg. No. 24, dated November 18, 2014, transmitting the Relating to the Land Conservation Fund and the Legacy Land Conservation Program Report, prepared by the Department of Land and Natural Resources pursuant to Section 173A-5, HRS.

Gov. Msg. No. 25, dated November 18, 2014, transmitting the Geothermal Royalty Dispositions and Status of Geothermal and Cable System Development Fiscal Year 2014 Report, prepared by the

Department of Land and Natural Resources pursuant to Section 182-18 and Section 196D-11, HRS.

Gov. Msg. No. 26, dated November 18, 2014, transmitting the User Conflicts on Public Lands Report, prepared by the Department of Land and Natural Resources pursuant to Section 179D-29, HRS.

Gov. Msg. No. 27, dated November 18, 2014, transmitting the Revenues Generated from General Administrative Penalties Imposed Under Chapter 183, HRS Report, prepared by the Department of Land and Natural Resources pursuant to Section 183-5, HRS.

Gov. Msg. No. 28, dated November 20, 2014, transmitting the Status of the Kahoolawe Rehabilitation Trust Fund Report, prepared by the Department of Land and Natural Resources pursuant to Section 6K-9.5(e), HRS.

Gov. Msg. No. 29, dated November 25, 2014, transmitting the Medical Inquiry and Conciliation Panel and the Design Claims Conciliation Panel Report, prepared by the Department of Commerce and Consumer Affairs pursuant to Section 671-20 and Section 672B-17, HRS.

Gov. Msg. No. 30, dated November 25, 2014, transmitting the Annual Report on the (1) Development and Expansion of Telework Initiatives and (2) Receipt and Expenditure of Federal Moneys from the American Recovery and Reinvestment Act (ARRA), prepared by the Department of Commerce and Consumer Affairs pursuant to Section 440G-11.5(b) and Section 440G-11.5, HRS.

Gov. Msg. No. 31, dated November 25, 2014, transmitting the Executive Branch Workforce Profile Report, prepared by the Department of Human Resources Development pursuant to Act 16, SLH 2012.

Gov. Msg. No. 32, dated November 25, 2014, transmitting the Instance of Usage of Electric Guns Report, prepared by the Department of Land and Natural Resources pursuant to Section 134-16(d), HRS.

Gov. Msg. No. 33, dated November 25, 2014, transmitting the Evaluation of Effectiveness of Community Fisheries Enforcement Units on Maui, Oahu, Hawaii and Kauai Report, prepared by the Department of Land and Natural Resources pursuant to Act 122, Section 14.2, SLH 2014.

Gov. Msg. No. 34, dated November 25, 2014, transmitting the Hawaii State Commission on the Status of Women Annual Report, prepared by the Department of Human Services pursuant to Section 367-3(8), HRS.

Gov. Msg. No. 35, dated November 25, 2014, transmitting the Department of Human Services Preschool Open Doors (POD) Report, prepared by the Department of Human Services pursuant to Act 169, Section 3, SLH 2013.

Gov. Msg. No. 36, dated November 25, 2014, transmitting the Hawaii Statewide Trail and Access System Report, prepared by the Department of Land and Natural Resources pursuant to Section 198D-9(7), HRS.

Gov. Msg. No. 37, dated November 25, 2014, transmitting the Hawaii Dam and Reservoir Safety Program State Fiscal Year 2014 Report, prepared by the Department of Land and Natural Resources pursuant to Section 179D-29, HRS.

Gov. Msg. No. 38, dated November 25, 2014, transmitting the Annual Report of the Office of Youth Services, Department of Human Services, prepared by the Department of Human Services pursuant to Section 352D-6(11), HRS.

Gov. Msg. No. 39, dated November 25, 2014, transmitting the State of Hawaii Offices in Taiwan and Beijing Annual Report, prepared by the Department of Business, Economic Development & Tourism pursuant to Section 201-84, HRS.

Gov. Msg. No. 40, dated November 25, 2014, transmitting the Hawaii Targeted and Emerging Industries, 2014 Update Report, prepared by the

Department of Business, Economic Development & Tourism pursuant to Section 201-19(b), HRS.

Gov. Msg. No. 41, dated November 25, 2014, transmitting the High Technology Development Corporation Fiscal Year 2014 Annual Report, prepared by the Department of Business, Economic Development & Tourism pursuant to Chapter 206M-56, HRS.

Gov. Msg. No. 42, dated November 25, 2014, transmitting the Energy Resources Coordinator's Report, prepared by the Department of Business, Economic Development & Tourism pursuant to Act 95, SLH 2004.

Gov. Msg. No. 43, dated November 26, 2014, transmitting the Annual Report of the Insurance Commissioner of Hawaii 2014, prepared by the Department of Commerce and Consumer Affairs pursuant to Section 431:2-211, HRS.

Gov. Msg. No. 44, dated November 26, 2014, transmitting the Department of Commerce and Consumer Affairs' Annual Compliance Resolution Fund Report for the Fiscal Year 2014, prepared by the Department of Commerce and Consumer Affairs pursuant to Section 26-9(o), HRS.

Gov. Msg. No. 45, dated November 26, 2014, transmitting the Hawaii Post-Secondary Education Authorization Program Legislative Report, prepared by the Department of Commerce and Consumer Affairs pursuant to Act 180, SLH 2013.

Gov. Msg. No. 46, dated November 26, 2014, transmitting the Hawaii Real Estate Commission's (REC) Annual Report for Fiscal Year 2014, prepared by the Department of Commerce and Consumer Affairs pursuant to Section 514B-73(d), HRS.

Gov. Msg. No. 47, dated November 26, 2014, transmitting the Renewable Energy Facilitation Activities and the Renewable Energy Facility Siting Process Report, prepared by the Department of Business, Economic Development & Tourism pursuant to Act 208, SLH 2008.

Gov. Msg. No. 48, dated November 26, 2014, transmitting the Facilitation of Permit Processing Report, prepared by the Department of Business, Economic Development & Tourism pursuant to Act 237, SLH 1985.

Gov. Msg. No. 49, dated November 26, 2014, transmitting the State of Hawaii Department of Accounting and General Services Building Code Council Annual Report, prepared by the Department of Accounting and General Services pursuant to Section 107-30, HRS.

Gov. Msg. No. 50, dated November 26, 2014, transmitting the State of Hawaii Department of Account and General Services Claims and Lawsuits Arbitrated, Compromised, or Settled for \$10,000 or Less Annual Report for Fiscal Year 2013-2014, prepared by the Department of Accounting and General Services pursuant to Section 41D-4(f), HRS.

Gov. Msg. No. 51, dated November 26, 2014, transmitting the State of Hawaii Department of Accounting and General Services Enhanced 9-1-1 Board Annual Report for the period of July 1, 2013 through June 30, 2014, prepared by the Department of Accounting and General Services pursuant to Section 138-6, HRS.

Gov. Msg. No. 52, dated November 26, 2014, transmitting the State of Hawaii Department of Accounting and General Services Goals and Objectives Annual Report for Fiscal Year 2013-2014, prepared by the Department of Accounting and General Services pursuant to Act 100, SLH 1999.

Gov. Msg. No. 53, dated December 8, 2014, transmitting the Hawaiian language translation of the Activities and Plans of the Aha Moku Advisory Committee Report that was approved and signed by Governor Abercrombie on November 18, 2014, prepared by the Department of Land and Natural Resources pursuant to Section 171-4.5, HRS.

Gov. Msg. No. 54, dated December 9, 2014, transmitting the Stadium Authority's Stadium Special Fund Annual Report for Fiscal Year 2014, prepared by the Department of Accounting and General Services pursuant to Section 109-3, HRS.

Gov. Msg. No. 55, dated December 10, 2014, transmitting the Positions Exempted from Civil Service Report, prepared by the Department of Human Resources Development pursuant to Act 300, SLH 2006.

Gov. Msg. No. 56, dated December 10, 2014, transmitting the Department of Taxation's 2013-2014 Annual Report, prepared by the Department of Taxation pursuant to Section 231-3(8), HRS.

Gov. Msg. No. 57, dated December 10, 2014, transmitting the Office of Information Practices' Annual Report, prepared by the Office of Information Practices pursuant to Section 92F-42(7), HRS.

Gov. Msg. No. 58, dated December 10, 2014, transmitting the Medicaid Compliance with the federal Patient Protection and Affordable Care Act, prepared by the Department of Human Services pursuant to Act 240, SLH 2013.

Gov. Msg. No. 59, dated December 10, 2014, transmitting the Relating to Health Care Administrative Uniformity of the temporary Health Care Transformation Office Report, prepared by the Office of the Governor pursuant to Act 224, SLH 2013.

Gov. Msg. No. 60, dated December 10, 2014, transmitting the Psychotropic Medication Report, prepared by the Department of Human Services pursuant to 346-59.9, HRS.

Gov. Msg. No. 61, dated December 15, 2014, transmitting the Establishment of the Public Land Trust Inventory Report, prepared by the Department of Land and Natural Resources pursuant to Section 3, Act 54, SLH 2011.

Gov. Msg. No. 62, dated December 15, 2014, transmitting the Accounting of All Receipts from Lands Described in Section 5(f) of the Admission Act Report, prepared by the Department of Land and Natural Resources pursuant to Section 5, Act 178, SLH 2006.

Gov. Msg. No. 63, dated December 15, 2014, transmitting the Natural Area Reserves System, Natural Area Partnership Program, and the Financial Condition of the Natural Area Reserve Fund Report, prepared by the Department of Land and Natural Resources pursuant to Section 195-6.6, HRS.

Gov. Msg. No. 64, dated December 15, 2014, transmitting the Requiring All Departments and Agencies to Identify Their Goals, Objectives, and Policies, to Provide a Basis for Determining Priorities and Allocating Limited Public Funds and Human Resources Report, prepared by the Department of Land and Natural Resources pursuant to Sections 6 and 7, Act 100, SLH 1999.

Gov. Msg. No. 65, dated December 15, 2014, transmitting a report relating to the progress of the State ACA Innovation Waiver Task Force, prepared by the Office of the Governor pursuant to Act 158, SLH 2014.

Gov. Msg. No. 66, dated December 15, 2014, transmitting the State Public Charter School Commission Annual Report, prepared by the State Public Charter School Commission pursuant to Section 302D-7, HRS.

Gov. Msg. No. 67, dated December 16, 2014, transmitting the Department of the Attorney General's Annual Report on the Tobacco Enforcement Special Fund, prepared by the Department of the Attorney General pursuant to Section 28-15(d), HRS.

Gov. Msg. No. 68, dated December 16, 2014, transmitting the Department of the Attorney General's Annual Report on the Number of Pen Register Orders and Orders for Trap and Trace Devices Applied for by Law Enforcement Agencies of the State, prepared by the Department of the Attorney General pursuant to Section 803-47(c), HRS.

Gov. Msg. No. 69, dated December 16, 2014, transmitting the Department of the Attorney General's Annual Report on Recommendations for Denial of Claims for Legislative Relief, prepared by the Department of the Attorney General pursuant to Section 37-77, HRS.

Gov. Msg. No. 71, dated January 2, 2015, transmitting the Operation of the Internet Portal Annual Report for the period of January 1, 2014 to December 31, 2014, prepared by the Department of the Attorney General pursuant to Section 27G-5, HRS.

Gov. Msg. No. 72, dated January 2, 2015, transmitting the Actuarial Analysis of the Projected Costs of Providing Insurance Coverage for the Screening, Diagnosis, and Treatment of Autism Spectrum Disorders, prepared by the Department of Commerce and Consumer Affairs pursuant to Act 185, SLH 2014.

Gov. Msg. No. 73, dated January 2, 2015, transmitting the Environment Response Law and Hawaii Emergency Planning and Community Right to Know Act Financial and Environmental Site Information Reports, prepared by the Department of Health pursuant to Section 128D and Section 128E, HRS.

Gov. Msg. No. 74, dated January 2, 2015, transmitting the Transfer Responsibility of the Medical Use of Marijuana Program from the Department of Public Safety to the Department of Health, prepared by the Department of Health pursuant to Act 177, SLH 2013.

Gov. Msg. No. 75, dated January 2, 2015, transmitting the Status of the Program for Environmentally-Themed Products to Support the Environment Report, prepared by the Department of Land and Natural Resources pursuant to Section 195D-5.5, HRS.

Gov. Msg. No. 76, dated January 2, 2015, transmitting the Office of Planning Annual Report for FY 2013-2014, prepared by the Department of Business, Economic Development & Tourism pursuant to Section 205A-3(10), HRS.

Gov. Msg. No. 77, dated January 2, 2015, transmitting the Activities Under the Neurotrauma Special Fund Annual Report, prepared by the Department of Health pursuant to Section 321H-4, HRS.

Gov. Msg. No. 78, dated January 2, 2015, transmitting the Status of the Sanitation and Environmental Health Education Fund and the Sanitation Branch Annual Audit Reports, prepared by the Department of Health pursuant to Section 321-27 and Section 321-27.5, HRS.

Gov. Msg. No. 79, dated January 2, 2015, transmitting the Persons Waiting for Developmental Disability or Intellectual Disability Services and Support Annual Report, prepared by the Department of Health pursuant to Section 333F-6, HRS.

Gov. Msg. No. 80, dated January 2, 2015, transmitting the Stroke Task Force Final Report, prepared by the Department of Health pursuant to SCR 155, SD 1 (2013).

Gov. Msg. No. 81, dated January 2, 2015, transmitting the Drinking Water Treatment Revolving Loan Fund Report, prepared by the Department of Health pursuant to Section 340E-33, HRS.

Gov. Msg. No. 82, dated January 2, 2015, transmitting the Rental Housing Trust Fund Project Awards Report, prepared by the Department of Business, Economic Development & Tourism pursuant to Section 201H-202(f), HRS.

Gov. Msg. No. 83, dated January 2, 2015, transmitting the Comprehensive Breast and Cervical Cancer Control Program Report, prepared by the Department of Health pursuant to Act 52, Section 4, SLH 2008.

Gov. Msg. No. 84, dated January 2, 2015, transmitting the Annual Report on Implementation for Substance Abuse, pursuant to Section 321-195, HRS; Hawaii Advisory Commission on Drug Abuse and Controlled Substances, pursuant to 329-3, HRS; Coordination of Offender Substance

Abuse Treatment Programs, pursuant to Act 161, Section 10, SLH 2002; Substance Abuse Treatment Monitoring Program, pursuant to Act 40, Section 29, SLH 2004; and Operating Clean and Sober Homes, pursuant to Act 193, Section 9, SLH 2014, prepared by the Department of Health.

Gov. Msg. No. 85, dated January 2, 2015, transmitting the Primary Care Incentive Program Report, prepared by the Department of Health pursuant to Section 321-1.5(6), HRS.

Gov. Msg. No. 86, dated January 2, 2015, transmitting the Emergency Medical Service Special Fund Annual Report, prepared by the Department of Health pursuant to Section 321-234(d), HRS.

Gov. Msg. No. 87, dated January 2, 2015, transmitting the Trauma System Special Fund Annual Report, prepared by the Department of Health pursuant to Section 321-22.5(g), HRS.

Gov. Msg. No. 88, dated January 2, 2015, transmitting the Disability and Communication Access Board Annual Report, prepared by the Department of Health pursuant to Section 348F-4, HRS.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 1) was received and announced by the Clerk:

Sen. Com. No. 1, transmitting S.C.R. No. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CHIEF JUSTICE OF THE HAWAII SUPREME COURT TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION FOR THE STATE OF THE JUDICIARY ADDRESS," which was adopted by the Senate on January 21, 2015.

On motion by Representative Saiki, seconded by Representative Fukumoto Chang and carried, S.C.R. No. 1 was adopted, with Representatives Cachola, Carroll, Kobayashi, Ohno and Thielen were excused.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 1 through 26, 37 through 53, 56 and 57) were received by the Clerk and were placed on file:

Dept. Com. No. 1, from the Office of the Auditor, dated September 16, 2014, transmitting Report No. 14-08, Study of Proposed Mandatory Health Insurance for Treatment of Orofacial Anomalies, pursuant to Section 23-9, HRS.

Dept. Com. No. 2, from the Director of Health, dated August 11, 2014, transmitting the Department of Health, State Fiscal Year 2013 Financial and Compliance Audit and Internal Control and Business Issues Report.

Dept. Com. No. 3, from the Legislative Research Bureau, dated September 2, 2014, transmitting Report No. 1, 2014, Is the Grass Always Greener? An Updated Look at Other State Medical Marijuana Programs, pursuant to HCR 48, HD 2, SD 1 (2014).

Dept. Com. No. 4, from the Office of the Auditor, dated October 13, 2014, transmitting Report No. 14-09, Study of the Civil Service Exemption Process, pursuant to Section 23-9, HRS.

Dept. Com. No. 5, from the Office of the Auditor, dated December 1, 2014, transmitting Report No. 14-12, Sunrise Analysis: Regulation of Medical Marijuana Dispensaries, pursuant to Section 23-9, HRS.

Dept. Com. No. 6, from the Office of the Auditor, dated December 3, 2014, transmitting Report No. 14-13, Review of Special Funds, Revolving Funds, Trust Funds and Trust Accounts of the Departments of the Attorney General and Business, Economic Development and Tourism, pursuant to Section 23-9, HRS.

Dept. Com. No. 7, from the Office of the Auditor, dated November 25, 2014, transmitting Report No. 14-11, Audit of the Hawai'i State Foundation Culture on the Arts, pursuant to Section 23-9, HRS.

Dept. Com. No. 8, from the State-County Functions Working Group (TAT), dated December 18, 2014, transmitting the interim report of Working Group activities in 2014 and its plans for 2015, pursuant to Act 174, SLH 2014.

Dept. Com. No. 9, from the University of Hawaii, dated December 19, 2014, transmitting the Annual Report on Hawai'i P-20 Partnerships for Education and Plans for Education in the 21st Century, pursuant to Act 281, SLH 2007.

Dept. Com. No. 10, from the Office of the Auditor, dated December 22, 2014, transmitting Report No. 14-14, Sunrise Analysis: Regulation of Herbal Therapists, pursuant to Section 23-9, HRS.

Dept. Com. No. 11, from the Office of the Auditor, dated December 22, 2014, transmitting Report No. 14-15, Sunrise Analysis: Regulation of Veterinary Technicians, pursuant to Section 23-9, HRS.

Dept. Com. No. 12, from the University of Hawaii, dated December 22, 2014, transmitting the Report on the University of Hawai'i's Guidelines and the Status of its Title IX and VAWA Policies, Procedures, Staffing and Statistics pursuant to HCR 12, HD 1, SD 1 (2014).

Dept. Com. No. 13, from the University of Hawaii, dated December 23, 2014, transmitting the Annual Report on Material Weaknesses and Fraud pursuant to Section 304A-321, HRS.

Dept. Com. No. 14, from the University of Hawaii, dated December 23, 2014, transmitting the Annual Report on the Construction Academy Curriculum pursuant to Section 304A-1144, HRS.

Dept. Com. No. 15, from the University of Hawaii, dated December 24, 2014, transmitting the Annual Report on Nursing Scholars Program pursuant to Section 304A-3305, HRS.

Dept. Com. No. 16, from the University of Hawaii, dated December 24, 2014, transmitting the Annual Report on Operations of the Hawai'i Research Center for Future Studies pursuant to Section 304A-3253, HRS.

Dept. Com. No. 17, from the University of Hawaii, dated December 24, 2014, transmitting the Semi-Annual Report on Hawai'i Cancer Research Special Fund for January 1, 2014 to June 30, 2014 pursuant to Section 304A-2168, HRS.

Dept. Com. No. 18, from the University of Hawaii, dated December 24, 2014, transmitting the Semi-Annual Report on Hawai'i Cancer Research Special Fund from July 1, 2013 to December 31, 2013 pursuant to Section 304A-2168, HRS.

Dept. Com. No. 19, from the University of Hawaii, dated December 24, 2014, transmitting the combined Annual Report on the Goals, Objectives/Policies, Action Plan and Performance Measures pursuant to Act 100, SLH 1999, and Biennium Report on Benchmarks and Performance Indicators pursuant to Section 304A-2001, HRS.

Dept. Com. No. 20, from the Office of the Administrative Director of the Courts, dated December 22, 2014, transmitting the following annual and legislatively mandated reports from the Hawaii State Judiciary: The Judiciary's Multi-Year Program and Financial Plan (2015-2021), Biennium Budget (2015-2017), and Variance Report (2013-2015), pursuant to Act 159, SLH 1974, and Chapter 37, HRS; The Judiciary's Center for Alternative Dispute Resolution Annual Report, pursuant to Section 613-4, HRS; The Judiciary's King Kamehameha V - Judiciary History Center Annual Report, pursuant to Section 6F-6, HRS. With additional reports from the Administrative Director of the Courts: Report on Statewide Substance Abuse Treatment Monitoring Program, pursuant to Section 601-21, HRS; Report on Parental Preferences in Government Contracts, pursuant to Section 577-7.5, HRS; Report on the Parent Education Special Fund, pursuant to Section 607-5.6, HRS; Report on the Spouse and Child

Abuse Special Account, pursuant to Section 607-3.6, HRS; Report on the Number of Complaints Against Court-Appointed Child Custody Evaluators, pursuant to Section 571-46.4, HRS.

Dept. Com. No. 21, from the Hawaii Supreme Court, dated December 19, 2014, transmitting the Report of the Judiciary Working Group Relating to Environmental Court, pursuant to Act 218, Section 7, SLH 2014.

Dept. Com. No. 22, from the Office of the Auditor, dated December 29, 2014, transmitting Report No. 14-16, Audit of the Department of Health's Glass Advance Disposal Fee Program, pursuant to Section 23-9, HRS.

Dept. Com. No. 23, from the Office of the Auditor, dated December 29, 2014, transmitting Report No. 14-18, Review of Special Funds, Revolving Funds, Trust Funds, and Trust Accounts of the University of Hawai'i, pursuant to Section 23-9, HRS.

Dept. Com. No. 24, from the Office of the Auditor, dated December 30, 2014, transmitting Report No. 14-17, A Study to Identify Local Alternatives to Shipping Non-Deposit Glass out of the State of Hawai'i, pursuant to Section 23-9, HRS.

Dept. Com. No. 25, from the University of Hawai'i, dated January 2, 2015, transmitting the Annual Report from the Hawai'i Natural Energy Institute, pursuant to Section 304A-1891, HRS.

Dept. Com. No. 26, from the University of Hawai'i, dated January 6, 2015, transmitting the 2014 Annual Report of the Research Corporation of the University of Hawai'i, pursuant to Section 304A-3007, HRS.

Dept. Com. No. 37, from the Office of the Auditor, dated October 22, 2014, transmitting Report No. 14-10, Study of Proposed Mandatory Health Insurance for Hearing Aids, pursuant to Section 23-9, HRS.

Dept. Com. No. 38, from the University of Hawai'i, dated December 8, 2014, transmitting the Report on Appointment of University of Hawai'i Graduates to Executive/Managerial and Faculty Positions within the University of Hawai'i, pursuant to Section 131, Act 134, SLH 2013.

Dept. Com. No. 39, from the University of Hawai'i, dated December 8, 2014, transmitting the Annual Report on the Mauna Kea Lands, pursuant to Section 304A-1905, HRS.

Dept. Com. No. 40, from the University of Hawai'i, dated December 8, 2014, transmitting the Annual Report on the University of Hawai'i Risk Management Special Fund, pursuant to Section 304A-2151, HRS, and Act 186, SLH 2003.

Dept. Com. No. 41, from the University of Hawai'i, dated December 8, 2014, transmitting the Annual Report on the Student Scholarship and Assistance Special Fund, pursuant to Section 304A-2159, HRS.

Dept. Com. No. 42, from the University of Hawai'i, dated December 8, 2014, transmitting the Annual Report of the University Revenue Bonds Issued Fiscal Year 2014, pursuant to Section 304A-2689, HRS.

Dept. Com. No. 43, from the University of Hawai'i, dated December 8, 2014, transmitting the Annual Report on the University of Hawai'i's Continued Participation in the Western Interstate Commission for Higher Education, pursuant to 304A-3205, HRS.

Dept. Com. No. 44, from the University of Hawai'i, dated December 9, 2014, transmitting the Annual Report on University of Hawai'i Uncollectible Accounts, pursuant to Section 40-82, HRS.

Dept. Com. No. 45, from the University of Hawai'i, dated December 9, 2014, transmitting the Annual Report on Salary, pursuant to Section 304A-1004, HRS.

Dept. Com. No. 46, from the University of Hawai'i, dated December 9, 2014, transmitting the Annual Report on University of Hawai'i Tuition & Fees Special Fund Expenditures for the Purpose of Generating Private Donations, pursuant to Section 304A-2153, HRS.

Dept. Com. No. 47, from the University of Hawai'i, dated December 9, 2014, transmitting the Annual Report on Research and Training Revolving Fund 2013-2014, pursuant to Section 304A-2253, HRS.

Dept. Com. No. 48, from the University of Hawai'i, dated December 9, 2014, transmitting the Report on Uses of University of Hawai'i Special Funds to Finance Projects Where the Method of Financing is Designated to be by University of Hawai'i Revenue Bonds, pursuant to Section 66, Act 134, SLH 2013.

Dept. Com. No. 49, from the University of Hawai'i, dated December 9, 2014, transmitting the Report on Uses of the University of Hawai'i Project Adjustment Fund, pursuant to Sections 74 and 75, Act 134, SLH 2013.

Dept. Com. No. 50, from the University of Hawai'i, dated January 5, 2015, transmitting the Report on Certification of Compliance by the University of Hawai'i Board of Regents, pursuant to Section 130, Act 134, SLH 2013.

Dept. Com. No. 51, from the State Procurement Office, dated January 8, 2015, transmitting the Legislative Report - Study on Past Performance Consideration in Hawaii Contracting, pursuant to HCR 176, SLH 2014.

Dept. Com. No. 52, from the House and Senate Committees on Human Services, dated September 25, 2014, transmitting reports produced by the Home and Community-Based Services Working Group established by Act 215, SLH 2013, pursuant to Section 1, Act 215, SLH 2013.

Dept. Com. No. 53, from the Office of the City Clerk for the City and County of Honolulu, dated December 10, 2014, transmitting Resolution 14-267, urging the Hawaii State Legislature to support a constitutional amendment to allow the counties to issue tax increment bonds, that was adopted by the Council of the City and County of Honolulu on December 10, 2014.

Dept. Com. No. 56, from the Department of Budget and Finance, dated January 7, 2015, transmitting a compact disc of the FYs 12-18 Non-General Fund Information Report, pursuant to Section 37-47, HRS.

Dept. Com. No. 57, from the Office of the Auditor, dated January 13, 2015, transmitting the FY 2014 financial statement audit reports for: State of Hawai'i Annual Comprehensive Financial Report (CAFR); Department of Hawaiian Homelands; and Hawai'i Community Development Authority.

MISCELLANEOUS COMMUNICATIONS

The following miscellaneous communications (Misc. Com. Nos. 1 and 2) were received by the Clerk and were placed on file:

Misc. Com. No. 1, from OptumRx, Inc., dated October 29, 2014, transmitting a letter in response to the Hawaii Legislature's reporting requirement pursuant to HB 65, 2013.

Misc. Com. No. 2, from Local Food Coalition, dated January 13, 2015, transmitting the report of the Cottage Food Business Working Group, pursuant to SCR 97 (2014).

INTRODUCTIONS

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

Representative Belatti introduced Mr. Jared Green, President and CEO of Transitional Coaching and Development Institute, Inc. (TCDI), and his wife Mrs. Nikki Green; and Ms. Susan Crawford, Vice President and COO of TCDI.

Representative Aquino introduced Mr. Gary Omori and Ms. Clarice Hashimoto, parents of Ms. Mie Omori.

Representative Tokioka introduced Ms. Sandi Kato-Klutke of Kauai, advocate for fishermen and women, farmers, and the Hawaii Lodging and Tourism Association.

Representative Kawakami introduced Auntie Louisa Wooton of Kauai Kunana Dairy.

At 12:14 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

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

ORDER OF THE DAY

INTRODUCTION OF BILLS

On motion by Representative Evans, seconded by Representative Tupola and carried, the following bills (H.B. Nos. 1 through 123) passed First Reading by title and were referred to Printing: (Representatives Cachola, Carroll, Kobayashi, Ohno and Thielen were excused.)

H. B. Nos.

- | | | | |
|---|---|----|--|
| 1 | "A BILL FOR AN ACT RELATING TO GRID-CONNECTED ENERGY STORAGE SYSTEMS." | 10 | "A BILL FOR AN ACT RELATING TO EDUCATION." |
| | Introduced by: Representatives Thielen, McKelvey, Belatti and Lee. | | Introduced by: Representatives Takumi and Ohno. |
| 2 | "A BILL FOR AN ACT RELATING TO ELECTRICITY GENERATION." | 11 | "A BILL FOR AN ACT RELATING TO TEACHERS." |
| | Introduced by: Representatives Thielen, Lee and Ing. | | Introduced by: Representatives Takumi and Ohno. |
| 3 | "A BILL FOR AN ACT RELATING TO PUBLIC ELECTRIC UTILITIES." | 12 | "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION." |
| | Introduced by: Representative Thielen. | | Introduced by: Representatives Takumi and Ohno. |
| 4 | "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTIETH REPRESENTATIVE DISTRICT." | 13 | "A BILL FOR AN ACT RELATING TO TAXATION." |
| | Introduced by: Representative Thielen. | | Introduced by: Representatives Takumi and Ohno. |
| 5 | "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT." | 14 | "A BILL FOR AN ACT RELATING TO EDUCATION." |
| | Introduced by: Representatives Thielen, Ing, Lee and Lowen. | | Introduced by: Representatives Takumi and Ohno. |
| 6 | "A BILL FOR AN ACT RELATING TO BAIL." | 15 | "A BILL FOR AN ACT RELATING TO ELECTIONS." |
| | Introduced by: Representatives Thielen, Brower and Mizuno. | | Introduced by: Representative Saiki. |
| 7 | "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION." | 16 | "A BILL FOR AN ACT RELATING TO ELECTIONS." |
| | Introduced by: Representative Thielen. | | Introduced by: Representative Saiki. |
| 8 | "A BILL FOR AN ACT RELATING TO ENERGY." | 17 | "A BILL FOR AN ACT RELATING TO EVIDENCE." |
| | Introduced by: Representative Thielen. | | Introduced by: Representative Saiki. |
| 9 | "A BILL FOR AN ACT RELATING TO HEALTH." | 18 | "A BILL FOR AN ACT RELATING TO LONG-TERM CARE." |
| | Introduced by: Representative Takumi. | | Introduced by: Representative Saiki, by request. |
| | | 19 | "A BILL FOR AN ACT RELATING TO TAXATION." |
| | | | Introduced by: Representative Saiki, by request. |
| | | 20 | "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION RELATING TO THE JUDICIARY." |
| | | | Introduced by: Representative Rhoads. |
| | | 21 | "A BILL FOR AN ACT RELATING TO ELECTIONS." |
| | | | Introduced by: Representative Rhoads. |
| | | 22 | "A BILL FOR AN ACT RELATING TO THE COURTS." |
| | | | Introduced by: Representative Rhoads. |
| | | 23 | "A BILL FOR AN ACT RELATING TO GOVERNMENT." |
| | | | Introduced by: Representative Rhoads. |
| | | 24 | "A BILL FOR AN ACT RELATING TO CRIME." |
| | | | Introduced by: Representative Rhoads. |
| | | 25 | "A BILL FOR AN ACT RELATING TO DISCRIMINATION." |
| | | | Introduced by: Representative Rhoads. |

26	"A BILL FOR AN ACT RELATING TO THE COMPENSATION OF TRUSTEES."	41	"A BILL FOR AN ACT RELATING TO FIDUCIARY ACCESS TO DIGITAL ASSETS."
	Introduced by: Representative Rhoads.		Introduced by: Representative Takayama.
27	"A BILL FOR AN ACT RELATING TO ELECTIONS."	42	"A BILL FOR AN ACT RELATING TO THE ELECTIONS COMMISSION."
	Introduced by: Representative Rhoads.		Introduced by: Representative Takayama.
28	"A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."	43	"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
	Introduced by: Representative Rhoads.		Introduced by: Representative Takayama.
29	"A BILL FOR AN ACT RELATING TO ALA WAI BOAT HARBOR."	44	"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
	Introduced by: Representative Rhoads.		Introduced by: Representative Takayama.
30	"A BILL FOR AN ACT RELATING TO MOTORCYCLE AND MOPED MUFFLERS."	45	"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
	Introduced by: Representatives Rhoads and Ichiyama.		Introduced by: Representative Takayama.
31	"A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA."	46	"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
	Introduced by: Representative Rhoads.		Introduced by: Representative Takayama.
32	"A BILL FOR AN ACT RELATING TO CROSSWALK SAFETY."	47	"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
	Introduced by: Representative Rhoads.		Introduced by: Representative Takayama.
33	"A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE."	48	"A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."
	Introduced by: Representative Rhoads.		Introduced by: Representative Ito.
34	"A BILL FOR AN ACT RELATED TO SMOKING."	49	"A BILL FOR AN ACT RELATING TO EDUCATION."
	Introduced by: Representative Rhoads.		Introduced by: Representative Ito.
35	"A BILL FOR AN ACT RELATING TO TAXATION."	50	"A BILL FOR AN ACT RELATING TO SHOOTING RANGE PROTECTION."
	Introduced by: Representative Rhoads.		Introduced by: Representative Ito.
36	"A BILL FOR AN ACT RELATING TO TAXATION."	51	"A BILL FOR AN ACT RELATING TO CONCURRENT JURISDICTION."
	Introduced by: Representative Rhoads.		Introduced by: Representative Ito.
37	"A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES."	52	"A BILL FOR AN ACT RELATING TO THE SELECTIVE SERVICE REGISTRATION AWARENESS AND COMPLIANCE ACT."
	Introduced by: Representatives Takayama and Rhoads.		Introduced by: Representative Ito.
38	"A BILL FOR AN ACT RELATING TO FIREWORKS."	53	"A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."
	Introduced by: Representative Takayama, by request.		Introduced by: Representative Mizuno.
39	"A BILL FOR AN ACT RELATING TO FIRE SPRINKLERS."	54	"A BILL FOR AN ACT RELATING TO CONTRACTORS."
	Introduced by: Representative Takayama, by request.		Introduced by: Representative Mizuno.
40	"A BILL FOR AN ACT RELATING TO FIREARMS."	55	"A BILL FOR AN ACT RELATING TO THE PENAL CODE."
	Introduced by: Representative Takayama, by request.		Introduced by: Representatives Mizuno, Keohokalole, LoPresti and Rhoads.

56	"A BILL FOR AN ACT RELATING TO TAXATION." Introduced by: Representatives Mizuno, LoPresti and Morikawa.	70	"A BILL FOR AN ACT RELATING TO TAXATION." Introduced by: Representative Luke.
57	"A BILL FOR AN ACT RELATING TO TAX CREDITS." Introduced by: Representatives Mizuno, Morikawa and LoPresti.	71	"A BILL FOR AN ACT RELATING TO STATE PROGRAMS." Introduced by: Representative Luke.
58	"A BILL FOR AN ACT RELATING TO PROTECTIVE ORDERS." Introduced by: Representatives Mizuno, Creagan, Rhoads, LoPresti and San Buenaventura.	72	"A BILL FOR AN ACT RELATING TO STATE FUNDS." Introduced by: Representative Luke.
59	"A BILL FOR AN ACT RELATING TO INCOME TAX." Introduced by: Representatives Mizuno, LoPresti and Morikawa.	73	"A BILL FOR AN ACT RELATING TO STATE BONDS." Introduced by: Representative Luke.
60	"A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS." Introduced by: Representatives Mizuno, LoPresti and Morikawa.	74	"A BILL FOR AN ACT RELATING TO THE STATE BUDGET." Introduced by: Representative Luke.
61	"A BILL FOR AN ACT RELATING TO VOTER EDUCATION." Introduced by: Representatives Mizuno and Thielen.	75	"A BILL FOR AN ACT RELATING TO GOVERNMENT." Introduced by: Representative Luke.
62	"A BILL FOR AN ACT RELATING TO LEGISLATIVE MANAGEMENT." Introduced by: Representative Nishimoto.	76	"A BILL FOR AN ACT RELATING TO TAXATION." Introduced by: Representative Luke.
63	"A BILL FOR AN ACT RELATING TO LEGISLATIVE MANAGEMENT." Introduced by: Representative Nishimoto.	77	"A BILL FOR AN ACT RELATING TO STATE FINANCES." Introduced by: Representative Luke.
64	"A BILL FOR AN ACT RELATING TO LEGISLATIVE MANAGEMENT." Introduced by: Representative Nishimoto.	78	"A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS." Introduced by: Representatives Luke and Nishimoto.
65	"A BILL FOR AN ACT RELATING TO LEGISLATIVE MANAGEMENT." Introduced by: Representative Nishimoto.	79	"A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS." Introduced by: Representatives Luke and Nishimoto.
66	"A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX EXEMPTION FOR CERTAIN SCIENTIFIC CONTRACTS WITH THE UNITED STATES." Introduced by: Representative Luke.	80	"A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS." Introduced by: Representatives Luke and Nishimoto.
67	"A BILL FOR AN ACT RELATING TO STATE FINANCES." Introduced by: Representative Luke.	81	"A BILL FOR AN ACT RELATING TO STATE FINANCIAL ADMINISTRATION." Introduced by: Representative Luke.
68	"A BILL FOR AN ACT RELATING TO THE STATE BUDGET." Introduced by: Representative Luke.	82	"A BILL FOR AN ACT RELATING TO REAL ESTATE INVESTMENT TRUSTS." Introduced by: Representative Luke.
69	"A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS." Introduced by: Representative Luke.	83	"A BILL FOR AN ACT RELATING TO INCOME TAX." Introduced by: Representative Luke.
		84	"A BILL FOR AN ACT RELATING TO AMENDING OR REPEALING VARIOUS PROVISIONS OF HAWAII TAX LAWS FOR THE PURPOSE OF DELETING OBSOLETE OR UNNECESSARY PROVISIONS." Introduced by: Representative Luke.

85	"A BILL FOR AN ACT RELATING TO DISABILITY RETIREMENT."	100	"A BILL FOR AN ACT RELATING TO MANOA ROAD."
	Introduced by: Representative Rhoads.		Introduced by: Representative Choy.
86	"A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE."	101	"A BILL FOR AN ACT RELATING TO RECYCLING."
	Introduced by: Representative Rhoads.		Introduced by: Representative Choy.
87	"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."	102	"A BILL FOR AN ACT RELATING TO LONG-TERM CARE INSURANCE."
	Introduced by: Representative San Buenaventura.		Introduced by: Representative Choy.
88	"A BILL FOR AN ACT RELATING TO FUEL TAX REVENUES."	103	"A BILL FOR AN ACT RELATING TO CONTRACTORS."
	Introduced by: Representative San Buenaventura.		Introduced by: Representative Choy.
89	"A BILL FOR AN ACT MAKING AN APPROPRIATION TO MOOKINI LUAKINI, INC."	104	"A BILL FOR AN ACT RELATING TO FORECLOSURE."
	Introduced by: Representative Evans.		Introduced by: Representative Choy, by request.
90	"A BILL FOR AN ACT RELATING TO PUBLIC PROPERTY."	105	"A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
	Introduced by: Representative Evans.		Introduced by: Representative Choy, by request.
91	"A BILL FOR AN ACT RELATING TO AMUSEMENT CONCESSIONS."	106	"A BILL FOR AN ACT RELATING TO STUDENT PRIVACY."
	Introduced by: Representative Evans.		Introduced by: Representative Choy.
92	"A BILL FOR AN ACT RELATING TO ACCESS TO TREATMENT FOR TERMINALLY ILL PATIENTS."	107	"A BILL FOR AN ACT RELATING TO SCHOOLS."
	Introduced by: Representative Evans.		Introduced by: Representatives Choy, Har, Ichiyama, Kong, McKelvey, Nakashima, Nishimoto, Onishi, Say, Souki, Takayama, Takumi, Tsuji, Ward and Yamashita.
93	"A BILL FOR AN ACT RELATING TO ADMINISTRATIVE RULES."	108	"A BILL FOR AN ACT RELATING TO TAXATION."
	Introduced by: Representative Evans.		Introduced by: Representative Choy.
94	"A BILL FOR AN ACT RELATING TO PROPERTY."	109	"A BILL FOR AN ACT RELATING TO TAXATION."
	Introduced by: Representative Evans.		Introduced by: Representative Choy.
95	"A BILL FOR AN ACT RELATING TO DUAL CREDIT PROGRAMS."	110	"A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII CANCER CENTER."
	Introduced by: Representative Choy.		Introduced by: Representative Choy.
96	"A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."	111	"A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."
	Introduced by: Representative Choy.		Introduced by: Representative Choy.
97	"A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII."	112	"A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."
	Introduced by: Representative Choy.		Introduced by: Representative Choy.
98	"A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII-WEST OAHU CONFERENCE CENTER."	113	"A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."
	Introduced by: Representative Choy.		Introduced by: Representative Choy.
99	"A BILL FOR AN ACT RELATING TO THE HAWAII CANCER RESEARCH CENTER."	114	"A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."
	Introduced by: Representative Choy.		Introduced by: Representative Choy.

- 115 "A BILL FOR AN ACT RELATING TO POST SECONDARY EDUCATION."
Introduced by: Representative Choy.
- 116 "A BILL FOR AN ACT RELATING TO POST SECONDARY EDUCATION."
Introduced by: Representative Choy.
- 117 "A BILL FOR AN ACT RELATING TO POST SECONDARY EDUCATION."
Introduced by: Representative Choy.
- 118 "A BILL FOR AN ACT RELATING TO POST SECONDARY EDUCATION."
Introduced by: Representative Choy.
- 119 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Representative Belatti.
- 120 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Representative Belatti.
- 121 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Representative Belatti.
- 122 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Representative Belatti.
- 123 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Representative Belatti.

INTRODUCTION OF RESOLUTIONS

The following resolution (H.C.R. No. 3) was announced by the Clerk and the following action taken:

H.C.R. No. 3, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY OPPOSING THE UNITED STATES ARMY'S PROPOSED FORCE REDUCTION OF SCHOFIELD BARRACKS AND FORT SHAFTER BASES," was jointly offered by Representatives Ito, Aquino, Belatti, Brower, Cachola, Choy, Creagan, Cullen, Evans, Fukumoto Chang, Har, Hashem, Ichiyama, Johanson, Kawakami, Kobayashi, Kong, Lee, LoPresti, Luke, Matsumoto, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Pouha, Saiki, Say, Souki, Takayama, Thielen, Tokioka, Tsuji, Tupola, Ward, Woodson, Yamane, Yamashita and Rhoads.

Representative Saiki moved that H.C.R. No. 3 be adopted, seconded by Representative Evans.

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

"In strong support. Mr. Speaker, ever since the United States considered Pearl Harbor a strategic location for a navy base, the United States Military has always considered Hawaii to be strategically located for military presence in the Pacific. It is no different today. The military presence that we balance in the Pacific further reinforces that.

"Mr. Speaker, North Korea is a notoriously unpredictable and dangerous nation. And China's aggressive military growth, its lack of transparencies and its increasingly assertive behavior in the region, makes the need for a visible military presence all the more important. Hawaii is in a critical deployment location. Additionally, United States Military has signed a

defense cooperation agreement with the Philippines. It placed two additional US Navy destroyers and deployed two converted Osprey aircraft and Global Hawk drones in Japan. The Marine Corp is working with troops in Australia and plans moving forward to relocate marines from Okinawa, Guam, Japan, and then Hawaii. This makes Hawaii the furthest west military post on US soil.

"Mr. Speaker, for these reasons, I support this resolution and ask my colleagues to do so. Thank you."

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

"Thank you, Mr. Speaker. I rise in support. Thank you very much, Mr. Speaker. First of all, let me thank the House leadership for allowing this important measure to pass in this manner. It's quite extraordinary for us to have a concurrent resolution of this importance on this second business day of the State Legislature, but I think it speaks volumes about our intention and more so our support for our US Military, in particular the United States Army.

"As many of you do know, I do represent District 46, which is Wahiawa, Whitmore Village and Launani Valley. And part and parcel of our community, over 100 years, from the time it was established back in 1894 through 1909 when the United States Army was established at Schofield Barracks under the direction of Colonel Schofield, Wahiawa and the United States Army has grown up together on the plains of Leilehua.

"Right now we are facing a catastrophic event unseen of in the State of Hawaii. We've seen plant closures, base downsizings, loss of jobs through airlines, manufacturers, hotels, other types of businesses. We've seen the closure of an airline in 2008, a warehouse in 2008, a hotel in 2008, and also a plantation growing pineapples in 2004. But all of those collectively pale in comparison to the potential loss of jobs, both civilian and military.

"According to the Chamber of Commerce, Military Affairs Council, the projected downsizing of Schofield would be about 16,000 soldiers. Of that, approximately 30% will be civilian jobs related to those base assignments and work. You add that into the fact that there are about 30,000 dependents households attached to those soldiers and the work they perform in Schofield, that's another 30,000. So we're looking at in general about 50,000 personnel in the Waihawa, Kunia, Haleiwa, North Shore, Mililani, Gentry, Kapolei, Aiea area that could be affected by this. Professor Bannister, the economist from Hawaii Pacific University, has basically stated it as such.

"All of the communities affected to, connected to, touching the H-2 freeway from Leeward Community College up through Haleiwa Town, would be affected by a downsizing of the Army's presence in the area. It would have an irreversible impact on all of those communities and towns. That underlies the importance of a measure like this.

"Next week, we'll hear from the official delegation coming in from Washington, D.C., to hear and listen to the community on the potential impacts, socio economic effects of this downsizing. I would invite and encourage each and every one of us, in a Representative capacity or otherwise, to weigh in on this decision that will be made thousands of miles away from here, some of it generated by politics, some of it being driven by monetary policy.

"But in any case, whether it affects Wahiawa first, Wailua first, Mililani first, at some point in time the entire City and County of Honolulu will feel the effects of a decrease of troops at Schofield Barracks and Fort Shafter.

"So I'm just pleased that we have the insight to take this bold step and come forward with this resolution, and I thank the leadership very much for this opportunity. Thank you, Mr. Speaker."

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

"Mr. Speaker, I stand in strong support. Before I begin, I would like to note the service of one of our Members who many, many years ago was a

young soldier himself at Schofield Barracks, and if we can give him a hand, Speaker Souki. Let's give Speaker Souki a hand, please.

"He was a soldier many, many years ago and our good friend from Kaneohe was an Air Force veteran during the Vietnam era, and he's going to be a leader in these matters. Of course, the Air Force came out of the Army Air Corp many years ago.

"Mr. Speaker, we heard a little bit about the devastating financial impacts that it'll have. As you know, I worked for the Navy. It's a little different, but I have seen in the last five years the lack of discretionary income that defense contractors have had, and how that impacts the community right outside the gate, those nonprofits and other community groups that depend on them for funding. That is drying up and going away.

"But, Mr. Speaker, what happens when we lose 16,000 troops, or 19,000, or whatever the number is? Well, for every trigger pull you figure there's about four people supporting that person. So the local girl or man who works at the bowling alley on the weekends for non-appropriated funds, which is a good job, they pay pretty good, it's way above minimum wage and they do have federal retirement. It's not a pension *per se* like civil service, but its federal retirement. But it's not a guaranteed job. That job will go away. They won't need as many bowling alley attendants, Mr. Speaker. The auto shop, the 7-11, they get gas out in town. We just don't measure the income tax, Mr. Speaker, we have to measure the GET as well. When they buy gas on the way to Waikiki, that's contributing to our highway fund. When they get a Sturpee at 7-11 in Wahiawa. As the previous speaker said, Wahiawa will be devastated. It will be a ghost town, as we saw during the first Gulf War.

"Now how does it affect our community? Because financial aspects are only one part of it. They are part of our community. We have many retirees who work on base. Not non-appropriated funds, but they work in a combat convoy simulator training program. Retired Army gunnery sergeants teaching the young troopers how to do that. Well, those jobs will go away because there won't be such a demand for training. But these people live here, they're part of our community.

"And then you have the schools, Mr. Speaker. We do get federal impact aid, and it costs us money to educate those students. But many years ago when I was dealing with Radford High School, we figured it out, the net impact that the military provides us way exceeds our expense in those schools.

"But as a partner in the community, what does the military do for us? They adopt our schools. If you go to Leilehua, which I'm sure, I know Radford High School, which I represented for years, they never need a new paint job because the people in the Navy and the Air Force come and paint that school. In fact, Radford was wired because the military came in in the year 2000 and wired the whole school for computers, before the DOE even got around to it. That's what they do. They mentor our young people, they come in after school programs, volunteer their time, they give their time, talent and treasure to help these young people in the schools. Not to mention the Carole Kai Aloha Bed Race which is broadcast live from Iraq. These people are our friends and neighbors, Mr. Speaker, and that's why they're so important.

"Now you've seen some stuff in the media about this potential housing boom, Mr. Speaker. They're going to leave over 20,000 units available. Mr. Speaker, I've got two words for you, Barbers Point. They had empty barracks out there for 20 years, but the maze of rules and regulations dealing with former federal land, to get access to it and to go through the community input process will take, as we've seen, 20 years. So there will be no housing boom. What there will be is people don't have money to pay rent because they won't have those jobs.

"So this Body I'm certain stands united, Mr. Speaker, in urging the Congress, urging the DOD, urging anyone who will listen, to keep the troops here. Thank you, sir."

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

"Thank you, Mr. Speaker. I rise in unequivocal strong support. Mr. Speaker, I also rise as a Vietnam veteran who did check out of Schofield, but that was after coming back from Vietnam. I didn't see the Speaker there, unfortunately.

"This is so mandatory, so imperative that we pass and show a united front. I know the chamber is doing signatures and other petitions, and I really appreciate the Representative from Kaneohe, the veteran from Kaneohe, putting this forward, Mr. Speaker, and having this as the first order of business. It's an honor to be a veteran and be able to speak to the importance of this resolution.

"I would have changed a few things, however. I would not only have said that it's dangerous of North and South Korea, but also in our Pacific Theatre is the Sakhalin Islands. Mr. Speaker, that could be a flashpoint, because of the many, many countries that are wrestling control over that with China as the major arena of control.

"I would have also sent this to not only those mentioned, but I would say every member of Congress, every Senator should know this, every elected official should know how strongly we feel about this and how imperative it is.

"But, Mr. Speaker, the irony is, at this time when the world is going to hell in a hand basket with wars exploding all over the place, we're doing a cutback. That is a strange irony and a dangerous one. We don't have to mention the January 7 Paris terrorist attack. Yemen fell yesterday to the Al Qaeda affiliates. The world is a dangerous place. And here we are in the middle of the Pacific with one of the strongest bastions of the military, and we're talking about cutting back. We should be talking about at least keeping the status quo or growing, and I hope federal delegation will get behind that.

"Lastly, Mr. Speaker, in the post PIE era this is really a no brainer. The post PIE era means post Inouye era, a Senator whose shoulders were so big and broad, could carry the day through. It's now just burst upon all of us that we've got to carry the load.

"So again, in appreciation for this resolution. And I would challenge my colleagues who are the Republicans in this building and in this State, to call their friends in Congress who run the government as the majority now, to make sure that this doesn't happen because of the devastating effects that everybody has spoken about. So I hope that everybody can make phone calls and do everything possible that can be done to make sure that this is not the impact that it looks like it's going to be. Thank you, Mr. Speaker."

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

"Thank you, Mr. Speaker. I rise in support. Thank you. I just wanted to speak because I do represent Barbers Point, and 16 years ago is when it was cleared out and given back to the State, and still, still we have problems because the roads are not developed, because the city can't absorb them because the regulations aren't up to par. And so only now are we in discussion with a possible investor that's going to buy that and try to improve that area. But 16 years ago.

"And so even though maybe it will clear them out and people can move into these houses, it's just the State and the city don't have the funds to do that right now. And so just as my colleague mentioned, it will be a ghost town for a long time before someone says, yes I have the money to take care of this place and improve it and get it ready for people to live in. And so I do strongly support this, because I think that it's necessary for us to take that into consideration, that the State and city don't have the funds to absorb that area. Thank you very much."

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

"I stand in strong support, and if I could just have permission to insert comments to the Journal. Thank you."

Representative Matsumoto's written remarks are as follows:

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"I understand that all communities must face the reality of our budget constraints across the board. Realistically we must be prepared to face some cuts as are all the communities with a military presence. Our first priority must be the security of the United States in our remote area of the Pacific. Clearly, with the emerging technologies, our service members are able to do more with less personnel. At the same time, we must do what we can to ensure that Hawaii is able to continue to be on the leading edge, technologically and militarily. From our unique location, in addition to other assets located on Guam, Hawaii is positioned to be a strategic asset for our nation, of such importance as to be considered THE line of defense against our tenuous relationships in the East falling into insolvency.

"On a personal level: I've had the opportunity to see/experience first-hand, the natural consequence the military has on the economy. My family farm is adjacent to Schofield, and in the early years the base was the major consumer of our eggs. As both a Daughter of Hawaii and the Representative for the district that includes both Schofield and Wheeler, I strongly urge the Pentagon to allow our mutually beneficial relationship to continue."

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

"Thank you, Mr. Speaker. In strong support. Just really quickly, I'm really glad that we're making an effort and that we're making a point. It's never too late. So I hope that the Army does listen to us. But I did want to just take this opportunity to point out that the decisions that we make in this Body do have consequences. And we see now, we see it on the news and we've seen it in some of the legislation that we've passed. We have not always been pro-military. We've not always made it easy for the Army to train here. We've not made it easy for them to house their soldiers here. The cost of living is very high, and all of those things are making a difference when the Army is making their decision.

"So yes, we can get our petitions, and we should get our petitions, we should make an effort. But it cannot just be lip service to the Army to ask them and beg them to stay because we just expect them to give us this favor. We just have to remember as we're making decisions throughout the session, that when we do these things, when we make decisions that impact the Army, it factors into the decisions that they make about whether or not to stay here. So I just wanted to put that warning in there, so if we can all just keep that in the back of our minds as we make decisions. Thank you."

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

"Thank you very much, Mr. Speaker. In support with strong reservations. Thank you very much, Mr. Speaker. I feel compelled to say a few words, though. Thank you, Mr. Speaker. Mr. Speaker, I'm a child of a retired Marine of 20-plus years. I understand. I do understand our economy. But the second largest economic generator in our state is the military. I represent and have lived in a community for over 40 years that has a large training area called Makua. There has been a court case for over 13 years. No live fire has taken place in that specific entity for over 10 years.

"So I understand the complexities and I understand our Constitution and what we're supposed to do in this particular Body. I do not feel comfortable that enough discussion has been held on this particular issue to understand the full capacity of either a full reduction of 19,000-plus personnel, or maybe even a partial of 5,000 personnel, or even over several years.

"I do understand the complexities in the world and how our military forces are changing at this point in time, and that will always change. I do understand Schofield, and I understand the Representative from Wahiawa's concerns, and I understand what happened during those two large wars that we had in our most recent past to that particular community.

"I too, Mr. Speaker, understand that at one point in time our housing economy was affordable for our local residents, but at one point in time the military chose to let individuals live off base with certain benefits, which

helped increased our housing rental market as well as our home market. We all have to understand these when we're voting on this type of measure, Mr. Speaker, and until I get much more information, I will stand with reservations on this. But I hope that everybody understands where we're going in this new world and new age.

"We all have to be accountable, as the good Representative from Hawaii Kai has stated. Stand up and start doing what we need to do, because we no longer have that one individual in Congress that took care of us for over 50 years. But at some point in time, we need to start looking at the diversity of our economy, and not rely so heavily upon tourism and military. And we have to always balance what our Constitution says. Many of these lands that are currently used by our military personnel and their bases are public trust lands that we have an obligation to drive revenue and give back to the host culture.

"These are the balances that we must understand and take positions on in this Body as we move forward in our future as it continually changes. So, Mr. Speaker, thank you very much."

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

"Thank you, Mr. Speaker. I too stand with the Representative from Waianae, and I too would like to support this measure but with reservations. I too, like the Representative from Waianae, my brother is a veteran, my in-laws are veterans, and in fact my husband is a product of a naval commander. I understand the need for the economy and I understand how devastated our economy would be if the military would suddenly pull out.

"I too, however, wonder whether or not enough has been thought about regarding diversifying our economy. Because the reality is, we are facing the 21st century where the military is not going to be our major source of income in the State of Hawaii, and we must look to that future. And because of that, we need to focus our energies and not just realize that our resolutions and our requests and our wants to make sure that the economy in the State of Hawaii continues the way it is, will not be in any way diverted without looking forward to the future of the 21st century.

"The reality is, peace is going to be, hopefully, one of the things we should strive for. The military has been a good source of income for our neighbors, for ourselves, but has also been a source of headaches to the community for various reasons, like in the District of Puna, we are now faced with unspent munitions that all of a sudden we need to realize with the lava approaching. And because of these, Mr. Speaker, I stand with reservations. Thank you."

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

"Thank you, Mr. Speaker. Standing in strong support. Mr. Speaker, I'm compelled to try to add to this discussion in support. I know that there has been focus already, talk about the socioeconomic issues, the issues and the impact on our natural resources as well as the impact on our host culture. But, Mr. Speaker, I do want to emphasize some of the other benefits that we as a state have had by having this partnership with the military.

"Mr. Speaker, in regards to dealing with natural disasters, our military are strong and supportive partners in dealing with and helping to respond to things like hurricanes. The military came in, with floods that happened on Maui, with the Army Corps of Engineers to immediately help families impacted by floodwaters that washed a home down off its foundation. Mr. Speaker, military also came in and helped remove thousands of trees that blocked major roadways. The Navy as well as the Army assisted with clearing our coast lines, especially in harbors.

"Mr. Speaker, the men and women of our armed services also have come in and helped many of the schools. Some of the schools in both my district and the adjacent districts have had hurricane shelter windows put up by the military. Our military also has made a commitment to work with public service committees, community events, as well as nonprofits to help support their investment into our communities.

"Mr. Speaker, besides all those direct impacts, if you talk to many of our neighbors who have once served in our armed services, they also return to the islands and express how through their experience of being stationed here, they've become to love the islands and want to be part of it.

"And one last thing, Mr. Speaker, that I would like to highlight to impact is, I've had the privilege of being part of discussions of how the Army plays an active role in promoting peace. And part of the reason why Hawaii is such a strategic area, is that we are able to bring in those from a wide variety of countries, from Indonesia, Malaysia, who want to come to Hawaii to make this an example of how multi-cultures can live harmoniously, how we have an openness to the variety of religions and the variety of ways of life. We have that right down, right in Waikiki where they have active discussions from a wide variety of countries. Even some countries, Mr. Speaker, that people up in Washington, D.C. may determine as maybe conflict areas.

"So, Mr. Speaker, I really would like to emphasize the fact that there's a wide benefit other than just the economic and the social impacts. But there is an opportunity that the military, especially the Army, that provides us that we do not see that will be directly affected, Mr. Speaker.

"And one last thing, Mr. Speaker, since the use of alternative energy has been a discussion. One of the leaders initially in the use of alternative energy was our armed forces. A lot of the subcontractors, when we went to the Pentagon to talk with them, were small business owners who use military contracts to actually start to promote and diversify the use of stuff like wave energy. So, again, Mr. Speaker, our military, especially our Army, serves and want to be a valued partner within our community. Thank you."

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

"Thank you, Mr. Speaker. I rise in support with reservations. I agree with many of the statements that were made by previous Representatives, for and against. I rise with reservations because of the comments that I've received in my community regarding some of the burdens that the military has imposed on our community in particular, and also regarding the long and contentious history that the military has had in Hawaii in terms of impacts with the Native Hawaiian community and with the environment.

"With that said, I understand the impact that this first reduction could potentially have on our local economy, and particularly on the communities adjacent to the barracks. So for those reasons, I do support this resolution with reservations. Thank you."

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

"Thank you, Mr. Speaker. I rise in strong support. I think it is particularly encouraging to see the strong and broad bipartisanship in favor of this resolution. This forced reduction, as many have already stated would have an irreversible negative socioeconomic impact on our community. And as others have noted, it's not just on the military community or the service sector, but the information sector, education sector, public teachers, universities would all lose out. The green energy sector as just mentioned, real estate, housing, aerospace, manufacturing, even tourism sector would be affected as family members and friends of those who live here as members of the United States Army would stop to come and visit them.

"As a Representative of Ewa Beach living next to Kalaeloa and Barbers Point, I've seen how this ghost town really can have a negative impact on the community, as the Representative from that area has mentioned. It's been 16 years, and access to former federal lands can take decades to utilize them. In the meantime, they become degraded and unkempt. As also mentioned, innumerable veterans stay on and they continue to serve our community as leaders, a prime example being Speaker Souki.

"I stand in strong support for this, because in part my community stands in strong support for it. But I think as people who have to think about the good of this State and the future and the long term, and in the short term, it would be a travesty to have such a large force reduction here. Thank you."

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

"Thank you, Mr. Speaker. I rise in support. Thank you, Mr. Speaker, and in the sake of brevity I'd like to ask that the words from the Representative from Mililani and Wahiawa be inserted into the Journal as if they were my own. And I'd just like to add a short comment to the words from the Representative from Mililani, that when Hurricane Iniki hit Kauai, PMRF, the missile range at West Kauai, was the first responders to many, many things that happened on Kauai, and if it wasn't for them the people on West Kauai and all of Kauai wouldn't have recovered as quickly. So I do stand in support, and I thank leadership for introducing this so quickly into the session. Thank you."

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

"Mr. Speaker, I'm going to have to rise in opposition. I wasn't expecting this to be a first reading adoption. As Chair of the Hawaiian Affairs Committee, I do feel that we need to note the long history and contention of the military in Hawaii from Makua Valley, the live firing there, to Pohakuloa, to Protect Kahoolawe Ohana in the '70s, to now in Niihau. This spans every island, every county. In Niihau, the Pacific Missile Defense that they're literally throwing missiles into the reefs right outside Niihau and Kauai. To a lot of the people in those regions, any downsizing of those types of operations will be welcomed. In fact this might not go far enough.

"I rise in opposition to this measure because I support the Army, I support the moves that the Army is doing. If they say strategically this is what they want to do, move their troops to the Philippines, closer to North Korea, then fine. I think we should support their efforts.

"We say it's political, a previous speaker mentioned it's a monetary, I think he meant fiscal policy, but actually the Pentagon did a study as well as a cross ideological consensus report, and they came to the conclusion that this downsizing across the nation isn't going to affect the safety of our country at all. As a matter of fact, we're going to keep as much troops as we had during the Cold War Era, post-World War II era. We'll be plenty safe. In this modern society, the number of troops doesn't necessarily correlate with the safety of a nation. It's purely technological.

"Regarding jobs, the economy, we noted that it's a \$1.35 billion loss to the economy. But when we're talking about economic diversification and moving beyond just tourism, military, real estate that has been our State's sole focus in my entire lifetime, then this should be welcomed, because that \$1.35 billion, that's freeing up the economy. Any economist will say you need economic sunset to see economic sunrise. That \$1.35 billion can be agriculture, can be technology. And the jobs, 19,000 or 20,000 jobs, these are people with high skills that could be hired by Boeing and tons of private contractors. So when I hear my usually open market, private sector driven colleagues saying that this is a bad thing. These are public sector jobs that could go to the private sector. Why are we trying to hold on to this? They'll make more money, it's better for the economy. And that's what we should be facilitating.

"If we think that the timeline of this isn't imminent enough, then yeah we should focus on facilitating that transition regarding land and houses. If we think that the Barbers Point situation was so sad, then let's facilitate that. Let's make a plan now, we have a resolution to figure out what's going to happen to this land as opposed to saying, we need your help federal government, big brother, keep feeding us under the table and we'll take what we can get.

"While our State has pursued tourism, real estate and military spending, we Hawaiians have blazed a trail to economic diversification. We're taking on the task of rescuing our language, history, arts and sciences, and we have now exposed thousands of people around the world to the genius of Native Hawaiian agriculture and aquaculture. Our students have come to universities in record numbers. And you know what fields we tend to gravitate towards? Social work, medicine, law, education, Hawaiian studies and Hawaiian language, as we're preparing ourselves to lead the State, or serve, or lead a nation. That's what I see in the new generation of Hawaiians preparing in a positive and tolerant wave of 'imi 'ike and aloha.

"That's what economic diversification is about. It's not about holding on to sun-setting industries and taking the scraps we can from the federal government. It's about home rule and self-determination. That's what we should be focusing on, Mr. Speaker. Thank you."

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

"Thank you, Mr. Speaker. In strong support of the resolution. Thank you very much. I wasn't going to say anything, but I just wanted some comments be put on the record because of my capacity as Economic Development Chair in the past, and as you'll see this session on further economic development bills and diversification.

"I think it's really important that we set the issues and keep them straight. The State does not spend money on military directly. And economic multipliers are different from fiscal funding from different sources. But let me tell you this, we need the diversification of our economy, but it's not an either-or proposition. In fact, they're quite intricately connected, Mr. Speaker. Because the fact of the matter is that economic diversification is looking at the fact that the military has provided high tech companies with opportunities for federal contracts that might not otherwise exist.

"I'll stray briefly, and hopefully I have your indulgence and that of the Members, to point out the example of SBIR program. By expanding State support for that, we diversify our innovation economy in the State of Hawaii and position Hawaii companies to win federal dollars to support commercialization of intellectual property that's developed right here in our home state.

"The military provides infrastructure funding for things like broadband, telecommunications, which allows our brightest minds to come home and export their products overseas to the world. It's a partnership between the State and the federal government. I don't see the resolution saying we don't support economic diversification. The resolution to me says we support the military in Hawaii because of all the beneficial effects it has upon us. The State is a partner in this, but by them being here they help to facilitate opportunity for economic diversification. It's a partnership model.

"The concerns of my colleagues, I greatly respect them, but I would also point out that it's not the military that makes the moral choices, it's the politicians, Mr. Speaker, who do that. And I think that's something we should all keep in mind. They're carrying out the laws and the orders of the land that we, the politicians in Congress, decide. That's where the moral obligation argument needs to reside.

"But as to the role of the military in Hawaii, I would hope the people see it as a partnership in economic diversification. These measures, which the State is matching the feds, the feds are putting in most of the money by the way, are going to help leverage the local companies' ability to compete, to diversify, and to bring our brightest minds back home so they can be successful entrepreneurs here in Hawaii, not on the mainland or elsewhere.

"So I know fast-tracking the resolution, to have a hearing would be great, but to me especially in the work as Economic Development Chair, I would look at this resolution as saying, hey, this is not to take away from diversification, we need diversification, but this is to support a structure that will allow us to do just that. Thank you very much, Mr. Speaker."

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

"Strong support, written comments please."

Representative Aquino's written remarks are as follows:

"Thank you, Mr. Speaker. I stand in strong support of the resolution.

"As a former Chairman of the State House Committee on Public Safety and Military Affairs, I was privileged to work with the active community of the U.S. Military both here in Hawaii and in Washington D.C. along with our National Guard.

"Through this experience, I developed a stronger awareness and appreciation of the military's presence in our island community and the positive impact it has on our residents. However, through the U.S. Army's SPEA report, it is strongly considering a significant reduction of our Army forces at Fort Shafter and Schofield Barracks.

"This scenario which includes the elimination of nearly 20,000 personnel, will have profound effects on our State—especially neighboring communities in Wahiawa, Mililani, North Shore, Ewa Beach, Waipahu, Salt Lake, Aliamanu, and in various parts of Honolulu. First, the economic impact of the reduction in force equates to \$8.8 billion in lost annual spending, the elimination of 97,000 jobs and a billion dollar *puka* in our economy. As the second largest economic engine in the State, this will affect everyone. Second, the positive community impact of our military personnel is immeasurable. The men and women of uniform have always stepped up to the plate for our schools and neighborhoods. Whether volunteering to beautify our communities or providing an extra hand to better our schools, they are a tremendous asset that will be difficult to replace.

"It is for these and many other reasons, Mr. Speaker, that I support this resolution wholeheartedly. *Mahalo*."

Representative Ichiyama rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ichiyama's written remarks are as follows:

"Mr. Speaker, I support HCR 3 and the intent of this resolution, to oppose the reduction of 19,800 Army personnel from Fort Shafter and Schofield Barracks as described in the Army 2014 Supplemental Programmatic Environmental Assessment (SPEA).

"As an elected official, I can appreciate the challenges associated with reducing the Army's personnel to meet the savings required by the Budget Control Act of 2011. However, I am strongly opposed to the reduction scenario considered in the SPEA for Hawaii.

"I am also concerned about the Army's assessment of whether the potential reduction will cause a significant negative socioeconomic impact to our State. I believe it will indeed impact Hawaii significantly and negatively—particularly the communities of Salt Lake and Moanalua, the House district I serve.

"In Hawai'i, the military has the single most significant economic impact on our economy after tourism. In addition, we recognize and value the rich diversity, volunteerism and service the military adds to our communities and schools.

"For example, military volunteers from Fort Shafter helped to beautify our Salt Lake District Park, cutting down 6 foot high cattle grass. Army personnel also patronize our local businesses like the Salt Lake Shopping Center, creating jobs for our residents. The potential reduction will have a tangible effect on our community.

"I urge my fellow colleagues to support HCR 3. Thank you very much, Mr. Speaker."

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

"Thank you very much. In favor. Members of the House, I hope you realize that this is a very, very important resolution. We have to understand this will not only affect Schofield Barracks and Fort Shafter. This is just the beginning of the neutralization of Hawaii. For many years of being the number two, at one point of being the number one, economic driver, if you give a signal to those politicians who want to move the military bases here to their districts throughout the nation, this is going to be a signal. And this is going to be the beginning of bases being closed.

"What is it next going to be? The Air Force, Hickam Field. Hickam Field will close. Planes can fly from the mainland, they can come here, they'll close. Navy base, San Diego, they can go to San Diego. Look around, look how dependent we are.

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"It doesn't preclude us from going through economic development, and that's what they've been trying to do all these past years. In 1998 as one of the Co-Chairman of this Economic Redevelopment Committee, which we had supposedly the top people in the State sitting together with labor, business, *etcetera*, trying to come up with plans to include the economic drivers here in Hawaii. It's not that easy. It's not that if suddenly we're going to lose this military, that we can put people in there who are going to come up with economic development programs, who are going to come up with jobs. It's not going to happen. It's going to take time.

"What kind of resources do we have? Look around. What kind of resources do we have on this island? We've got the sun, so we've got tourism. We've got a beautiful base in Pearl Harbor, so we've got the Navy base. Do we have any other economic drivers in here that can bring up the revenue that they need to take care of our schools, our health systems, to take care of even the host culture as we have been in the past, provided with more money? We do not have the same opportunities as when you look at what other states have. Whether they have oil, whether they have big factories building planes, building tanks, building buses, whatever else. They don't have them here.

"So please think how you vote, how it's going to affect not only now, and how it may affect the State in the future. Thank you very much, Members."

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

"Thank you, Mr. Speaker. In strong support. May I please have the words of the Speaker of the House, the Chair of Water & Land, the Chair of CPC, the Vice Chair of Veterans and Military Affairs, and the words of the Representative from Wahiawa entered into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Johanson rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"As the Representative of District 31, which spans the geographical area from Ft. Shafter to Aiea, including all of the Ft. Shafter installation, I am deeply interested and invested in the Army's potential decision to reduce their presence in or close the Ft. Shafter and Schofield Barracks facilities. I am particularly concerned about the loss of Ft. Shafter, both in terms of personnel and facilities. Every part of my district borders a military facility, and military members, both active and retired, make up a key demographic of our community. The Army has left an indelible imprint on the Moanalua, Aliamanu, Red Hill, Foster Village, and Aiea communities, to the point that the Army life has become a fundamental way of life, even for civilians. This is important, because a loss of Army personnel or the loss of Ft. Shafter itself would devastate the fabric of the greater Moanalua and Aiea communities.

"The loss of 3,786 Army personnel from Ft. Shafter, 16,606 from Schofield Barracks, and the approximately 30,000 family members from Hawaii will have cascading effects on Hawaii's schools, economic productivity, and social institutions. The economic effects would be severe as this would take jobs from critical industries, such as construction, retail, restaurants, real estate, and scientific and technical services. The loss of military dependent students from our public schools will lead to the loss of funds for our public schools, which already lack critical resources to educate Hawaii's youth. I went to high school with military dependents hailing from Ft. Shafter.

"Ft. Shafter is the oldest military facility in Hawaii and for over 100 years has been home to the Army's Hawaii headquarters and still remains the Army's headquarters for the Asia-Pacific region. As the military strives to enact President Obama's proposed 'pivot to Asia,' I can only believe that Hawaii ought to play a key role as a staging and training area for the greater numbers that are headed to bases throughout the Asia-Pacific region. Hawaii has long been a forward base for our military, and has traditionally served an important leadership function. With a new strategic focus on Asia, why should this change? I am proud to represent the

district that contains such a critical Army installation and I hope that our community's partnership with the Army will continue and thrive.

"As I live immediately outside of Ft. Shafter's perimeter fence, for almost my whole life, I have heard the sounds of reveille being played at 6:30 in the morning and taps being played at 10 in the evening. My Moanalua Gardens community has shared sidewalks with personnel running through the neighborhood on PT. These occurrences are an indisputable part of my life, and proof of the military's presence and its importance in all of our lives and my community's as well. I know the people we are talking about potentially losing from our community. I have served alongside them at school reading days, at community beautification projects, and at disaster preparedness efforts. They are a critical thread in the fabric of our community that we cannot afford to have taken from us. Ft. Shafter and Schofield Barracks are not isolated military installations that exist wholly outside of civilian life; rather, they are organic, real parts of all of our communities.

"While many people have highlighted why Hawaii benefits from the military maintaining a large presence in the islands, I believe we must examine our intertwined history and understand how we mutually benefit from our continued shared partnership. Although I have not served in uniform, my family has deep military roots. My grandfather on my Johanson side was a Purple Heart recipient, who fought for our country in the South Pacific during World War II. My grandfather on my Ling side was a civilian shipfitter, but was nonetheless impacted as most of the State was on December 7th, 1941. He was recalled after the initial bombing of Pearl Harbor to aid in the cleanup, he was forced to hide under a wheelbarrow to avoid the shots of the second round of strafing. My family moved to Moanalua Gardens, a community surrounding Ft. Shafter, to be closer to his work at Pearl Harbor. This is not an isolated story; most of my district was planned and built to accommodate civilian workers who were working on military installations at Ft. Shafter, Pearl Harbor Naval Shipyard, and Hickam Air Force Base.

"The military has been partners with our community for so long, I cannot truly say where the military bases end and the civilian community begins. We share historical bonds of fraternity and service. While these bonds were forged in the past, through shared hardship and toil, they have come to represent the unique strength we have as a truly blended community. Hawaii is a uniquely suited host population for the military. The military's cultural and ethnic diversity is a perfect match for the melting pot makeup of this State and the Aloha Spirit that pervades all who call it home.

"With the military's pivot to Asia, it's important to recognize that Hawaii not only shares a long history with the Army and the US military, but also has traditionally served as the gateway to Asia. We have long worked together to protect this State and make it prosper. Let us not abandon the quality partnership that we have built, but rather, let us continue to unite behind common purpose and interest. The Hawaii of today is just as ready and willing to partner with you as it was in times of war and strife. As such, and with all due respect, I ask the Army to preserve its personnel levels in Hawaii, particularly regarding Ft. Shafter."

Representative Ing rose to respond, stating:

"Mr. Speaker, still in opposition. Just for the record, I just wanted to note a couple of things of what this is and what this isn't. It is indeed just affecting Fort Shafter and Schofield Barracks. It's easy to make a slippery slope argument for any bill that goes through this Chamber, but we need to focus on the matter at hand. This also doesn't preclude federal contracts in the future, nor does it affect much of the civil service operations here in Hawaii that was spoken about by the Representative from Mililani. This is just about personnel. And yes, there will be an economic impact, and yes, we do need to facilitate transition, but again, I'm in opposition because I support what the Army is doing. Thank you."

Representative Yamane rose to respond, stating:

"Thank you, Mr. Speaker. Just for clarification, to clarify I think maybe some of the perceptions. Mr. Speaker, this reduction does have an impact in a wide range and it impacts civil service projects. For example, all of

our schools have weighted student formula. If your school has a percentage of students that will then be moved because of the reduction, or that their father or mother works for a small business that no longer is going to have a federal contract and decides to move back to the mainland, your schools will be impacted directly by the weighted student formula.

"Mr. Speaker, also if you have a company or you work for some type of restaurant and your entity loses 30% or more of their business, you will be directly impacted. And, Mr. Speaker that includes the funds that we collect through the State through taxes, which then will impact every State and city employee within the State of Hawaii. Mr. Speaker, again the impact on this stuff goes far wider than just the issue of do we support the military. We're talking about private, public companies that are impacted and needing these businesses.

"Mr. Speaker, when we have the personnel here and we are improving and increasing the type of living situations, those found on Ford Island, who do they hire to do the work, Mr. Speaker? They hire local contractors. That includes our carpenters. That includes our masons.

"Mr. Speaker, the impact of this goes far and wide, beyond just those employees or armed services, Army, that are going to be moved. We're talking about their family, we're talking about local families that will be directly impacted, not only in their disposable income but their ability to maintain for their family. Thank you, Mr. Speaker."

Representative Jordan rose to respond, stating:

"Thank you, Mr. Speaker. Still with reservations, strong reservations. Sorry, I feel compelled. I've only been here four short years. I'm very blessed to come back for another two years. But no disrespect to prior bodies, prior to me getting here, but I think our State has been reliant upon the military and the federal government. They've been expanding. They expanded Pohakuloa. They went into leases with our State government for \$1 a year in public lands. They've expanded Schofield training ranges due to not being able to train in Makua due to a court case. They've expanded the Kahuku ranges, all due to an individual from Congress. And God bless him, he treated our State well.

"But we are at a pivotal point, Mr. Speaker, and the pivotal point is when are we as a State going to start standing up and stop saying no thank you to the US Government when they defrag properties such as Barbers Point. Almost 20-plus years. Unfortunately, those properties have come back to the State, to DHHL, to the city and county. But they're not moving forward on that, because we don't have the proper infrastructure. Because when the military government defrags these places, they don't bring them up to our codes. They don't put proper streets, sewers, water systems in. They say thank you very much, and give it back.

"I've watched a property in a neighboring community of mine from World War II, we turned it down three times. We need to start focusing on what we're doing here in the State. Economic generation. We have a great opportunity with economic generation for these lands for the host community. We need to drive those revenues according to our Constitution to provide programs for the five purposes. Are we not forgetting this?

"I love the military. I'm a child, I receive the benefits, my father still gets his check, I understand. But we grew that economy. We grew it, to now we're at a point where we can start saying let's just change that pivot. We have an opportunity to have a discussion with the federal government to say that if you are going to do this for whatever reason, let's do it in increments so it doesn't hurt our economy so badly."

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

Representative Jordan continued, stating:

"This is what we need to talk about. No disrespect to the introducer of this measure. I understand the urgency, with upcoming meetings next week. I truly do. But we need to have these conversations. Because it is not our land, but it is our responsibility to protect those lands and those revenues until such time as an entity arises to where we can transfer them.

"And this is all about money, Mr. Speaker. We're talking about military dollars coming in here. Yes, and we have a roll-off effect. Pearl Harbor, many of my friends that live in my community have raised families on those high paying jobs, with the COLA, with great benefits. I understand the economic roll off. I understand our impacts to our schools and the federal monies we get for our DOE schools. But there's arguments on both sides, Mr. Speaker, and we haven't even had that yet.

"This is why it's so important that we as a Body start really looking at all opportunities, including opportunities from the federal government. Including the loss of those dollars. To potentially drive manufacturing when we have been shutting it away out of the State since Crazy Shirts. Now I'm going to date myself. Why aren't we looking at these things?

"That's what we should be talking about here. Not relying upon the federal government to come and build something, wait for them to leave, and then we take over a property that is not very useful to us because it's not up to standards and codes. Just go ask those individuals that are leasing out in Barbers Point or now Kalaheo, because yes we do rename them. They don't have upgraded electricity, they don't have telephone service out there, they don't even have what they have in urban Honolulu. And we expect people that we give moneys to, to operate human service programs, to operate out there. That's what we should be looking at here, and having that discussion. Thank you very much, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.C.R. No. 3 was adopted, with Representatives Jordan, Keohokalole and San Buenaventura voting aye with reservations, with Representative Ing voting no, and with Representatives Cachola, Carroll, Kobayashi, Luke, Nakashima, Ohno and Thielen being excused.

At 1:34 o'clock p.m., Representative Ward requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:35 o'clock p.m.

ANNOUNCEMENTS.

Representative Ward: "Mr. Speaker, I have two announcements. This is a thank you to Speaker Souki mentioning the retirement and the condition of our dear Representative Mele Carroll. Mele served here well, she promoted Hawaiian Culture, everything good about Hawaii and Hawaiian. So I just wanted to acknowledge and to say that we're going to miss her, and that we can publicly go into record by saying that even though she has resigned, she's still with us in our hearts and prayers.

Vice Speaker Mizuno: "I believe that her resignation is not yet effective. There is a date, so just a clarification."

Representative Ward: "Oh it's not official yet? Yes let us be technical, because the next announcement is next technical. The Aerospace Caucus, which Representative McKelvey and I Chair with Senator Wakai and Senator Espero, is having a caucus meeting tomorrow which I wanted to announce, for 2:00 p.m. in Room 312. And as the good Representative from Maui reminded me, we have two federal experts who are going to join us and give us an update on what some of you are wondering about, drones, or wondering about what's going on with Alaska and the six sites that are going to be experimental with unmanned aerial surveillance vehicles. That's going to be talked about. So anyone, and then anyone who is a freshman who wants to join the Aerospace Caucus, this is a good time. Tomorrow, 2:00 p.m. in Room 312. Thank you, Mr. Speaker."

Representative Lee: "Thank you, Mr. Speaker. Very briefly, I'd just like to announce, as several other Members reminded me, the passing of a great community advocate, community activist, leader, labor rights fighter and all-around great guy, who's done more for this State than many of us will ever know, and that's Al Lewis who is long known here at the Capitol and around the State. I'd just like to ask for a brief moment of silence for him at the appropriate time."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the late Al Lewis.

ROUGH DRAFT

ADJOURNMENT

At 1:38 o'clock p.m., on motion by Representative Evans, seconded by Representative Tupola and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, January 23, 2015. (Representatives Cachola, Carroll, Kobayashi, Luke, Nakashima, Ohno, Thielen and Tokioka were excused.)

OTHER COMMUNICATIONS



Mark E. Recktenwald
CHIEF JUSTICE

Supreme Court — THE JUDICIARY • STATE OF HAWAII
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January 22, 2015

Brian L. Takeshita, Chief Clerk
Hawaii State House of Representatives
415 S. Beretania Street
Honolulu, HI 96813

Dear Mr. Takeshita,

On January 22, 2015, at approximately 11:35 a.m., I personally administered the oath of office as provided under Article 16 Section 4 of the Hawaii Constitution to Representative Mele Carroll at 91-115 Hanaloa Street, Ewa Beach, Hawaii. Present as a witness at the time of the oath was Supreme Court Bailiff Curt Shibata.

Sincerely,

A handwritten signature in dark ink, appearing to read "Mark E. Recktenwald".

MARK E. RECKTENWALD
Chief Justice

MER/jma

ROUGH DRAFT