

THE  
THIRTIETH LEGISLATURE  
STATE OF HAWAII  
SPECIAL SESSION OF 2019  
JOURNAL OF THE SENATE

FIRST DAY

**Monday, September 16, 2019**

The Senate of the Thirtieth Legislature of the State of Hawaii, Special Session of 2019, was called to order at 10:02 a.m., by Senator Ronald D. Kouchi, President of the Senate, in accordance with the following Proclamation, which was read by the Clerk and was placed on file:

*“Proclamation*

September 12, 2019

I, Ronald D. Kouchi, President of the Senate of the Thirtieth Legislature of the State of Hawaii, pursuant to the power vested in me by Section 10, Article III of the Constitution of the State of Hawaii, and at the written request of two-thirds of the members to which the Senate is entitled, do hereby convene the Senate in Special Session as sought in the petition at 10:00 a.m. on Monday, September 16, 2019, in the State Capitol Senate Chambers, for the purpose of carrying out its responsibilities established by Section 3, Article VI of the Constitution of the State of Hawaii.

/s/ Ronald D. Kouchi  
RONALD D. KOUCHI  
President of the Senate”

The Roll was called showing all Senators present with the exception of Senators English, Gabbard, Harimoto, Kidani, Ruderman, Shimabukuro, and Wakai who were excused.

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 1 to 6) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 1, submitting for consideration and confirmation, the appointment of CLYDE J. WADSWORTH as Associate Judge of the State of Hawaii Intermediate Court of Appeals, for a term of ten years, was referred to the Committee on Judiciary.

Gov. Msg. No. 2, submitting for consideration and confirmation, the appointment of KEVIN A. K. SOUZA as Judge of the State of Hawaii First Circuit Court, for a term of ten years, was referred to the Committee on Judiciary.

Gov. Msg. No. 3, submitting for consideration and confirmation, the appointment of LISA W. CATALDO as Judge of the State of Hawaii First Circuit Court, for a term of ten years, was referred to the Committee on Judiciary.

Gov. Msg. No. 4, submitting for consideration and confirmation, the appointment of RONALD G. JOHNSON as Judge of the State of Hawaii First Circuit Court, for a term of ten years, was referred to the Committee on Judiciary.

Gov. Msg. No. 5, submitting for consideration and confirmation, the appointment of JOHN M. TONAKI as Judge of the State of Hawaii First Circuit Court, for a term of ten years, was referred to the Committee on Judiciary.

Gov. Msg. No. 6, submitting for consideration and confirmation, the appointment of TRISH K. MORIKAWA as Judge of the State of Hawaii First Circuit Court, for a term of ten years, was referred to the Committee on Judiciary.

**JUDICIARY COMMUNICATION**

The following communication from the Judiciary (Jud. Com. No. 1) was read by the Clerk and was disposed of as follows:

Jud. Com. No. 1, submitting for consideration and confirmation, the appointment of JEFFREY A. HAWK to the District Court of the Third Circuit, for a term of six years, was referred to the Committee on Judiciary.

At this time, Senator Rhoads announced that the Committee on Judiciary would be holding a decision-making meeting on Jud. Com. No. 1 and Gov. Msg. Nos. 1 to 6 at 10:30 a.m. in Conference Room 016.

Senator Kanuha rose on a point of personal privilege to request that the Senate adjourn on a rising vote and observe a moment of silence in memory of Senate Communications Director Richard Rapoza, who passed away on August 15, 2019, and the Chair so ordered.

The Chair then made the following announcement:

“The deadline to file standing committee reports on Gov. Msg. Nos. 1 to 6 and Jud. Com. No. 1 is 4:30 p.m. this afternoon.”

**STANDING COMMITTEE REPORTS**

On motion by Senator Kahele, seconded by Senator Fevella and carried unanimously, the Clerk was authorized to receive standing committee reports on Gov. Msg. Nos. 1 to 6 and Jud. Com. No. 1. In consequence thereof, and subsequent to its recessing at 10:07 a.m., on a rising vote to observe a moment of silence for Senate Communications Director Richard Rapoza, the Senate took the following actions:

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1) recommending that the Senate consent to the appointment of CLYDE J. WADSWORTH as Associate Judge of the Intermediate Court of Appeals, in accordance with Gov. Msg. No. 1.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1 and Gov. Msg. No. 1 was deferred until Tuesday, September 17, 2019.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2) recommending that the Senate consent to the appointment of KEVIN A. K. SOUZA as Judge of the Circuit Court of the First Circuit, in accordance with Gov. Msg. No. 2.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2 and Gov. Msg. No. 2 was deferred until Tuesday, September 17, 2019.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 3) recommending that the Senate consent to the appointment of LISA W. CATALDO as Judge of the Circuit Court of the First Circuit, in accordance with Gov. Msg. No. 3.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3 and Gov. Msg. No. 3 was deferred until Tuesday, September 17, 2019.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 4) recommending that the Senate consent to the appointment of RONALD G. JOHNSON as Judge of the Circuit Court of the First Circuit, in accordance with Gov. Msg. No. 4.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 4 and Gov. Msg. No. 4 was deferred until Tuesday, September 17, 2019.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 5) recommending that the Senate consent to the appointment of JOHN M. TONAKI as Judge of the Circuit Court of the First Circuit, in accordance with Gov. Msg. No. 5.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 5 and Gov. Msg. No. 5 was deferred until Tuesday, September 17, 2019.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 6) recommending that the Senate consent to the appointment of TRISH K. MORIKAWA as Judge of the Circuit Court of the First Circuit, in accordance with Gov. Msg. No. 6.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 6 and Gov. Msg. No. 6 was deferred until Tuesday, September 17, 2019.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 7) recommending that the Senate consent to the appointment of JEFFREY A. HAWK as District Court Judge of the Third Circuit, in accordance with Jud. Com. No. 1.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 7 and Jud. Com. No. 1 was deferred until Tuesday, September 17, 2019.

#### ADJOURNMENT

At 6:00 p.m., the Senate adjourned until 10:00 a.m., Tuesday, September 17, 2019.