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The **Mini Journal** is produced for each legislative day and shows all action which took place on the Chamber Floor, including all bills and resolutions introduced, referrals, readings, all motions and votes, and Governor's Messages and other Communications. The Mini Journal does not include verbatim floor remarks or announcements made.

The Mini Journal is generally available the next legislative day following each day's session and may be obtained at the House Printshop.

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The **bound version of the House Journal** is the official certified record of the proceedings of the House of Representatives. Once certified, the official permanent record is published and bound after the close of the Regular or Special Session of the Legislature.
Friday, September 1, 2017

The House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Special Session of 2017, convened at 10:09 o'clock a.m., with Speaker Saiki presiding.

The invocation was delivered by Ms. Jessica Klein and Ms. Sheila Pacariem, after which the Roll was called showing all Members present with the exception of Representatives Har, Hashem, Matsumoto, Nishimoto and Oshiro, who were excused.

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

INTRODUCTIONS

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

REMARKS DELIVERED: 
Rep. DeCoite
Rep. Cullen
Rep. Lowen
Rep. Choy
Rep. Ward
Rep. LoPresti

At 10:18 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:14 o'clock a.m.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Morikawa, seconded by Representative Ward and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Har, Hashem, Matsumoto, Nakashima, Nishimoto, Quinlan and Say were excused.)

THIRD READING

S.B. No. 2:

On motion by Representative Evans, seconded by Representative Morikawa and carried, S.B. No. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Third Reading by a vote of 44 ayes, with Representatives Har, Hashem, Matsumoto, Nakashima, Nishimoto, Quinlan and Say being excused.

S.B. No. 3:

On motion by Representative Evans, seconded by Representative Morikawa and carried, S.B. No. 3, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Third Reading by a vote of 44 ayes, with Representatives Har, Hashem, Matsumoto, Nakashima, Nishimoto, Quinlan and Say being excused.

At 11:15 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2
S.B. No. 3

REMARKS DELIVERED: Rep. Tupola
Rep. Thielen

REMARKS DELIVERED: 
Rep. Tokioka

THIRD READING

S.B. No. 4:

Representative Evans moved that S.B. No. 4 pass Third Reading, seconded by Representative Morikawa.

At this time, Representative Tupola offered Floor Amendment No. 1, amending S.B. No. 4 as follows:

SECTION 1. Senate Bill No. 4 is amended as follows:

I. In section 1 of the bill, by:
A. Adding a paragraph stating that a purpose of the Act is to protect the public interest, ensure accountability, and help to restore public confidence by conducting an independent forensic audit; and
B. Adding a paragraph stating that a purpose of the Act is to protect public finances by conducting a new alternatives analysis that reconsiders underlying assumptions and examines the costs and benefits of all feasible alternative options;

II. In section 11 of the bill, by:
A. Providing for a thorough forensic examination and evaluation for the presence of any form of fraud, waste, or abuse, including but not limited to embezzlement, theft, pay-to-play or insider arrangements, fraudulent payments, duplicate payments, or conflicts of interest;
B. Providing for a review and evaluation of all financial statements made by the Honolulu authority for rapid transportation for accuracy and lawfulness;
C. Providing for a complete assessment of the finances and expenditures of the Honolulu authority for rapid transportation for public release;
D. Providing for a new alternatives analysis that reconsiders underlying assumptions and examines the costs and benefits of all feasible alternative options relating to the Honolulu rail transit project that remain within the limited budget of the Honolulu authority for rapid transportation;
E. Directing the state auditor to transmit any evidence or facts pointing to unauthorized, illegal, irregular, improper, or unsafe handling or expenditure of public funds or other conduct to the legislature and other authorities; and
F. Requiring that any individuals or firms contracted by the state auditor to provide auditing services must be independent and free of conflicts of interest, including any direct or indirect financial interest in the Honolulu rail transit project;

3. In section 12 of the bill, by directing the state auditor to determine whether the Honolulu authority for rapid transportation has committed fraud, waste, or abuse in its handling or expenditure of public funds or other conduct as part of an annual review; and
4. By making conforming technical amendments and renumbering sections of the bill accordingly.

Representative Tupola moved that Floor Amendment No. 1 be adopted, seconded by Representative Ward.

REMARKS DELIVERED: Rep. Tupola
Rep. Thielen

MINI JOURNAL
The motion that Floor Amendment No. 1, amending S.B. No. 4, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Har, Hashem, Matsumoto and Nishimoto being excused.

At this time, Representative Tupola offered Floor Amendment No. 2, amending S.B. No. 4 as follows:

SECTION 1. Senate Bill No. 4 is amended to require that the comptroller verify that at least $816,000,000 (10 percent of the total funds raised from private investment or public private partnerships for expenditures for the mass transit project; and

2. By making conforming technical amendments and renumbering sections of the bill accordingly.

Representative Tupola moved that Floor Amendment No. 3 be adopted, seconded by Representative Ward.

The motion that Floor Amendment No. 3, amending S.B. No. 4, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Har, Hashem, Matsumoto and Nishimoto being excused.

At this time, Representative Tupola offered Floor Amendment No. 4, amending S.B. No. 4 as follows:

SECTION 1. The purpose of this amendment is to exclude neighbor islands from the transient accommodations tax increase, in order to better assess the impact of transient accommodations taxes on counties and implement an equitable allocation of transient accommodations tax revenues between the State and counties that properly reflects the division of duties and responsibilities relating to the provisions of public services. The group unanimously recommended a fair, predictable, simple, and flexible allocation model of transient accommodations tax revenue. By exempting the neighbor island counties from the tax increase, the legislature can review and implement the measures proposed by the working group.

SECTION 2. Senate Bill No. 4 is amended as follows:

1. In section 9 of the bill, by adding a clause limiting the application of the 10.25 per cent tax rate solely to transient accommodations furnished in, or resort time share vacation units located in, a county with a population greater than five hundred thousand.

Representative Tupola moved that Floor Amendment No. 4 be adopted, seconded by Representative Ward.

The House of Representatives reconvened at 11:58 a.m. at the call of the Chair.
The motion that Floor Amendment No. 4, amending S.B. No. 4, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Har, Hashem, Matsumoto and Nishimoto being excused.

At 12:59 o'clock p.m., Representative Souki requested a recess and the Chair declared a recess subject to the call of the Chair.

At 1:02 o'clock p.m. the House of Representatives reconvened.

The following resolutions (H.R. No. 8 through 10) were announced by the Clerk and the following action taken:

H.R. No. 8, entitled: "HOUSE RESOLUTION AUTHORIZING THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO APPROVE THE JOURNAL OF THIS HOUSE OF ANY LEGISLATIVE DAY BEING COMPILED AS OF THE 5TH LEGISLATIVE DAY," was jointly offered by Representatives Evans and Tupola.

The following resolutions (H.R. No. 8 through 10) were announced by the Clerk and the following action taken:

H.R. No. 10, entitled: "HOUSE RESOLUTION INFORMING THE SENATE AND THE GOVERNOR THAT THE HOUSE OF REPRESENTATIVES IS READY TO ADJOURN SINE DIE," was jointly offered by Representatives Saiki and Belatti.

On motion by Representative Evans, seconded by Representative Tupola and carried, H.R. No. 10 was adopted, with Representatives Choy, Har, Hashem, Matsumoto and Nishimoto being excused.

LATE INTRODUCTIONS

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

REMARKS DELIVERED: Rep. Say
Rep. McDermott
Rep. Ohno

ANNOUNCEMENTS

REMARKS DELIVERED: Speaker Saiki

At this time, Representative Oshiro was presented with a certificate, gavel and lei by Representatives Della Au Belatti, Dee Morikawa and Cindy Evans on behalf of the House of Representatives.

REMARKS DELIVERED: Rep. Oshiro
Rep. Ward
Rep. Say
Rep. Tokioka
Rep. Ward
Rep. McDermott
Speaker Saiki
Rep. Tupola
Speaker Saiki

TO BE INSERTED: Rep. Oshiro
Rep. Tokioka
Rep. Ward
Rep. McDermott

(Submit by Thursday, September 7)

ADJOURNMENT

Representative Evans moved that the House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Special Session of 2017, adjourn Sine Die, seconded by Representative Tupola.

The motion was put to vote by the Chair and carried, and at 2:23 o'clock p.m., the Speaker rapped his gavel and declared the House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Special Session of 2017, adjourned Sine Die. (Representatives Choy, Har, Hashem, Matsumoto and Nishimoto were excused.)

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 4) was received by the Clerk:

Sen. Com. No. 4, transmitting S.R. No. 3, entitled: "SENATE RESOLUTION INFORMING THE HOUSE AND GOVERNOR THAT THE SENATE IS READY TO ADJOURN SINE DIE," which was adopted by the Senate on September 1, 2017.