

FOURTH DAY

Thursday, August 31, 2017

The Senate of the Twenty-Ninth Legislature of the State of Hawai'i, Special Session of 2017, convened at 9:42 a.m. with the President in the Chair.

The Roll was called showing all Senators present with the exception of Senators Ihara and Nishihara who were excused.

The President announced that he had read and approved the Journal of the Third Day.

STANDING COMMITTEE REPORTS

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 5) recommending that the Senate advise and consent to the nominations to the Endangered Species Recovery Committee of the following:

LISA SPAIN, in accordance with Gov. Msg. No. 1; and

LOYAL MEHRHOFF, in accordance with Gov. Msg. No. 2.

In accordance with the Senate Rule 37(6), action on Stand. Com. Rep. No. 5 and Gov. Msg. Nos. 1 and 2 was deferred until Friday, September 1, 2017.

Senator Taniguchi, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 6) recommending that the Senate advise and consent to the nominations to the State Foundation on Culture and the Arts Commission of the following:

CLYDE SAKAMOTO, in accordance with Gov. Msg. No. 19;

NALANI BRUN, in accordance with Gov. Msg. No. 20; and

SHERMAN WARNER, in accordance with Gov. Msg. No. 21.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 6 and Gov. Msg. Nos. 19, 20, and 21 was deferred until Friday, September 1, 2017.

Senator Tokuda, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 7) recommending that the Senate advise and consent to the nominations to the Board of Trustees of the Deferred Compensation Plan of the following:

BRIAN MOTO, in accordance with Gov. Msg. No. 22; and

KENNETH VILLABRILLE, in accordance with Gov. Msg. No. 23.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 7 and Gov. Msg. Nos. 22 and 23 was deferred until Friday, September 1, 2017.

Senator Tokuda, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 8) recommending that the Senate advise and consent to the nomination of DWIGHT TAKAMINE to the Hawai'i Workforce Development Council, in accordance with Gov. Msg. No. 24.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 8 and Gov. Msg. No. 24 was deferred until Friday, September 1, 2017.

Senator Taniguchi, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 9) recommending that the Senate advise and consent to the nomination of JOAKIM PETER to the Civil Rights Commission, in accordance with Gov. Msg. No. 33.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 9 and Gov. Msg. No. 33 was deferred until Friday, September 1, 2017.

Senator Green, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 10) recommending that the Senate advise and consent to the nominations to the Commission on Fatherhood of the following:

DAVID MATTOS, in accordance with Gov. Msg. No. 15; and

CALEB MILLIKEN, in accordance with Gov. Msg. No. 36.

In accordance with the Senate Rule 37(6), action on Stand. Com. Rep. No. 10 and Gov. Msg. Nos. 15 and 36 was deferred until Friday, September 1, 2017.

Senator Espero, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 11) recommending that the Senate advise and consent to the nomination of DONN MENDE to the Board of Directors of the Hawai'i Housing Finance and Development Corporation, in accordance with Gov. Msg. No. 16.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 11 and Gov. Msg. No. 16 was deferred until Friday, September 1, 2017.

Senator Espero, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 12) recommending that the Senate advise and consent to the nominations to the Hawai'i Community Development Authority of the following:

JO-ANN LEONG, in accordance with Gov. Msg. No. 53;

DONNA CAMVEL, in accordance with Gov. Msg. No. 54;

MAEDA TIMSON, in accordance with Gov. Msg. No. 55;

PHILLIP HASHA, in accordance with Gov. Msg. No. 56; and

JASON OKUHAMA, in accordance with Gov. Msg. No. 57.

In accordance with the Senate Rule 37(6), action on Stand. Com. Rep. No. 12 and Gov. Msg. Nos. 53, 54, 55, 56, and 57 was deferred until Friday, September 1, 2017.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 13) recommending that the Senate advise and consent to the nomination of KAREN BOYER to the State Board of Nursing, in accordance with Gov. Msg. No. 4.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 13 and Gov. Msg. No. 4 was deferred until Friday, September 1, 2017.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 14) recommending that the Senate advise and consent to the nomination of RONALD HAY to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, in accordance with Gov. Msg. No. 5.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 14 and Gov. Msg. No. 5 was deferred until Friday, September 1, 2017.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 15) recommending that the Senate advise and consent to the

nominations to the Disability and Communication Access Board of the following:

MARIE KIMMEY, in accordance with Gov. Msg. No. 6; and

SCOTT FLEMING, in accordance with Gov. Msg. No. 7.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 15 and Gov. Msg. Nos. 6 and 7 was deferred until Friday, September 1, 2017.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 16) recommending that the Senate advise and consent to the nomination of BRENT ROBINSON to the Emergency Medical Services Advisory Committee, in accordance with Gov. Msg. No. 8.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 16 and Gov. Msg. No. 8 was deferred until Friday, September 1, 2017.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 17) recommending that the Senate advise and consent to the nominations to the Policy Advisory Board for Elder Affairs of the following:

JOY MIYASAKI, in accordance with Gov. Msg. No. 9;

SARAH YUAN, in accordance with Gov. Msg. No. 10;

SUZANNE SCHULBERG, in accordance with Gov. Msg. No. 11; and

LINDA AXTELL-THOMPSON, in accordance with Gov. Msg. No. 50.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 17 and Gov. Msg. Nos. 9, 10, 11, and 50 was deferred until Friday, September 1, 2017.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 18) recommending that the Senate advise and consent to the nomination of JILL MIYAMURA to the Statewide Health Coordinating Council, in accordance with Gov. Msg. No. 13.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 18 and Gov. Msg. No. 13 was deferred until Friday, September 1, 2017.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 4 (Gov. Msg. No. 3):

Senator Baker moved that Stand. Com. Rep. No. 4 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of JAMES GRIFFIN to the Public Utilities Commission, term to expire June 30, 2022, seconded by Senator Tokuda.

Senator Baker rose to speak in support of the nominee as follows:

[REMARKS]

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ihara, Nishihara).

At this time, Senator Baker introduced James Griffin, who was present in the gallery with his wife, Catharine, and their daughter, Lia.

At 9:46 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:53 a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 62 to 69) were read by the Clerk and were placed on file:

Gov. Msg. No. 62, informing the Senate that on August 30, 2017, the Governor withdrew the nomination of KEITH ROBINSON to the Aha Moku Advisory Committee, under Gov. Msg. No. 41 dated August 24, 2017, from consideration by the Senate.

In accordance with Gov. Msg. No. 62, the nomination listed under Gov. Msg. No. 41 was returned.

Gov. Msg. No. 63, informing the Senate that on August 30, 2017, the Governor withdrew the nomination of WILLIAM KAHOLOAA, SR. to the Aha Moku Advisory Committee, under Gov. Msg. No. 42 dated August 24, 2017, from consideration by the Senate.

In accordance with Gov. Msg. No. 63, the nomination listed under Gov. Msg. No. 42 was returned.

Gov. Msg. No. 64, informing the Senate that on August 30, 2017, the Governor withdrew the nomination of RICHARD HOOPII to the Aha Moku Advisory Committee, under Gov. Msg. No. 43 dated August 24, 2017, from consideration by the Senate.

In accordance with Gov. Msg. No. 64, the nomination listed under Gov. Msg. No. 43 was returned.

Gov. Msg. No. 65, informing the Senate that on August 30, 2017, the Governor withdrew the nomination of LESLIE KULOLOIO to the Aha Moku Advisory Committee, under Gov. Msg. No. 44 dated August 24, 2017, from consideration by the Senate.

In accordance with Gov. Msg. No. 65, the nomination listed under Gov. Msg. No. 44 was returned.

Gov. Msg. No. 66, informing the Senate that on August 30, 2017, the Governor withdrew the nomination of FRANCES KALUHIWA to the Aha Moku Advisory Committee, under Gov. Msg. No. 45 dated August 24, 2017, from consideration by the Senate.

In accordance with Gov. Msg. No. 66, the nomination listed under Gov. Msg. No. 45 was returned.

Gov. Msg. No. 67, informing the Senate that on August 30, 2017, the Governor withdrew the nomination of PIILANI KAAWALOA to the Aha Moku Advisory Committee, under Gov. Msg. No. 46 dated August 24, 2017, from consideration by the Senate.

In accordance with Gov. Msg. No. 67, the nomination listed under Gov. Msg. No. 46 was returned.

Gov. Msg. No. 68, informing the Senate that on August 30, 2017, the Governor withdrew the nomination of THOMAS HASHIMOTO to the Aha Moku Advisory Committee, under Gov. Msg. No. 47 dated August 24, 2017, from consideration by the Senate.

In accordance with Gov. Msg. No. 68, the nomination listed under Gov. Msg. No. 47 was returned.

Gov. Msg. No. 69, informing the Senate that on August 30, 2017, the Governor withdrew the nomination of WINIFRED BASQUES to the Aha Moku Advisory Committee, under Gov. Msg. No. 48 dated August 24, 2017, from consideration by the Senate.

In accordance with Gov. Msg. No. 69, the nomination listed under Gov. Msg. No. 48 was returned.

STANDING COMMITTEE REPORTS

On motion by Senator Espero, seconded by Senator English and carried unanimously, the Senate authorized the Clerk to receive standing committee reports on Governor's Messages for advise and consent. In consequence thereof, and subsequent to its recessing at 9:54 a.m., the Senate took the following actions on the following standing committee reports:

Senator Kahele, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 19) recommending that the Senate advise and consent to the nomination of SHARON VITOUSEK to the Hawai'i Medical Education Council, in accordance with Gov. Msg. No. 17.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 19 and Gov. Msg. No. 17 was deferred until Friday, September 1, 2017.

Senator Kahele, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 20) recommending that the Senate advise and consent to the nomination of COLLEEN SATHRE to the Western Interstate Commission for Higher Education, in accordance with Gov. Msg. No. 34.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 20 and Gov. Msg. No. 34 was deferred until Friday, September 1, 2017.

Senator Kahele, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 21) recommending that the Senate advise and consent to the nomination of DOUGLAS SHINSATO to the Board of Regents of the University of Hawai'i, in accordance with Gov. Msg. No. 35.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 21 and Gov. Msg. No. 35 was deferred until Friday, September 1, 2017.

Senator Taniguchi, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 22) recommending that the Senate advise and consent to the nomination of SHAWN MERRILL to the Board of Registration of the Island of Hawai'i, in accordance with Gov. Msg. No. 18.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 22 and Gov. Msg. No. 18 was deferred until Friday, September 1, 2017.

Senator Kim, for the Committee on Government Operations, presented a report (Stand. Com. Rep. No. 23) recommending that the Senate advise and consent to the nomination of ROBERT GAUSEPOHL to the Enhanced 911 Board, in accordance with Gov. Msg. No. 14.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 23 and Gov. Msg. No. 14 was deferred until Friday, September 1, 2017.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 24) recommending that the Senate advise and consent to the nomination of LOUISE CRUM to the State Council on Mental Health, in accordance with Gov. Msg. No. 12.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 24 and Gov. Msg. No. 12 was deferred until Friday, September 1, 2017.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 25) recommending that the Senate advise and consent to the nomination of CARI UESUGI to the Language Access Advisory Council, in accordance with Gov. Msg. No. 32.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 25 and Gov. Msg. No. 32 was deferred until Friday, September 1, 2017.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 26) recommending that the Senate advise and consent to the nomination of MICHAEL FREITAS to the State Boxing Commission of Hawaii, in accordance with Gov. Msg. No. 49.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 26 and Gov. Msg. No. 49 was deferred until Friday, September 1, 2017.

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 27) recommending that the Senate advise and consent to the nominations to the Board of Dental Examiners of the following:

PEARL ARRINGTON, in accordance with Gov. Msg. No. 51; and

SHARON TANAKA, in accordance with Gov. Msg. No. 52.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 27 and Gov. Msg. Nos. 51 and 52 was deferred until Friday, September 1, 2017.

Senator Wakai, for the Committee on Economic Development, Tourism, and Technology, presented a report (Stand. Com. Rep. No. 28) recommending that the Senate advise and consent to the nominations to the Stadium Authority of the following:

BRENNON MORIOKA, in accordance with Gov. Msg. No. 37; and

AUDREY ABE, in accordance with Gov. Msg. No. 38.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 28 and Gov. Msg. Nos. 37 and 38 was deferred until Friday, September 1, 2017.

Senator Rhoads, for the Committee on Water and Land, presented a report (Stand. Com. Rep. No. 29) recommending that the Senate advise and consent to the nominations to the Land Use Commission of the following:

GARY OKUDA, in accordance with Gov. Msg. No. 26;

LEE OHIGASHI, in accordance with Gov. Msg. No. 27;

LINDA ESTES, in accordance with Gov. Msg. No. 28;

NANCY CABRAL, in accordance with Gov. Msg. No. 29;

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 29 and Gov. Msg. Nos. 26, 27, 28, and 29 was deferred until Friday, September 1, 2017.

Senator Rhoads, for the Committee on Water and Land, presented a report (Stand. Com. Rep. No. 30) recommending that the Senate advise and consent to the nominations to the Kāne'ohe Bay Regional Council of the following:

CLAYTON HANAGAMI, in accordance with Gov. Msg. No. 30; and

CLIFFORD LOO, in accordance with Gov. Msg. No. 31.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 30 and Gov. Msg. Nos. 30 and 31 was deferred until Friday, September 1, 2017.

Senator Taniguchi, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 31) recommending that the Senate advise and consent to the nomination of JEAN ROLLES to the Hawai'i Sister State Committee, in accordance with Gov. Msg. No. 61.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 31 and Gov. Msg. No. 61 was deferred until Friday, September 1, 2017.

Senator Dela Cruz, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 32) recommending that the Senate advise and consent to the nomination of CHRISTOPHER HANNIGAN to the Board of Taxation Review, 3rd Taxation District (Hawai'i), in accordance with Gov. Msg. No. 25.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 32 and Gov. Msg. No. 25 was deferred until Friday, September 1, 2017.

Senator Rhoads, for the Committee on Water and Land, presented a report (Stand. Com. Rep. No. 33) recommending that the Senate advise and consent to the nomination of ROBERT MASUDA as Deputy to the Chairperson of the Department of Land and Natural Resources, in accordance with Gov. Msg. No. 40.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 33 and Gov. Msg. No. 40 was deferred until Friday, September 1, 2017.

Senator Tokuda, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 34) recommending that the Senate advise and consent to the nominations to the Hawai'i Labor Relations Board of the following:

MARCUS OSHIRO, in accordance with Gov. Msg. No. 59;
and

MARCUS OSHIRO, in accordance with Gov. Msg. No. 60.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 34 and Gov. Msg. Nos. 59 and 60 was deferred until Friday, September 1, 2017.

ADJOURNMENT

At 6:00 p.m., the Senate adjourned until 9:30 a.m., Friday, September 1, 2017.