

FIFTY-SECOND DAY

Wednesday, July 8, 2020

The House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2020, convened at 12:09 p.m., with Vice Speaker Nakashima presiding.

The invocation was delivered by Speaker Emeritus Calvin K.Y. Say, after which the Roll was called showing all members present, with Representatives Creagan, Matayoshi, Matsumoto, Perruso, and Thielen participating remotely via videoconference.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1103 through 1105) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1103, informing the House that on July 6, 2020, the following bill was signed into law:

H.B. No. 117, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS." (ACT 002)

Gov. Msg. No. 1104, informing the House that on July 6, 2020, the following bill was signed into law:

H.B. No. 2500, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET." (ACT 003)

Gov. Msg. No. 1105, informing the House that on July 6, 2020, the following bill was signed into law, with a line item veto on page 5 line 6, reducing the \$432,000,605 appropriation to \$0:

S.B. No. 3139, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET." (ACT 004)

Approved by the Governor on July 06 2020 THE SENATE THIRTIETH LEGISLATURE, 2020 STATE OF HAWAII

ACT 004 S.B. NO. 3139 S.D. 1 H.D. 1

A BILL FOR AN ACT

RELATING TO THE STATE BUDGET.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

SECTION 1. The legislature finds that Act 39, Session Laws of Hawaii 2018, appropriated \$200,000,000 in general funds to the rental housing revolving fund. In addition, the rental housing revolving fund receives \$38,000,000 annually from conveyance tax collections. On June 30, 2019, the ending balance of the rental housing revolving fund was \$362,740,473, and by June 30, 2020, the ending balance is projected to be \$445,624,761. The economic impact of the coronavirus disease 2019 (COVID-19) has created a severe budget shortfall for the State. Accordingly, the purpose of this part is to: (1) Replace, where eligible, general fund appropriations with general obligation bond funds; (2) Deposit, or authorize the transfer of, those general funds into the emergency and budget reserve fund; and

(3) Authorize the transfer of excess moneys from other sources into the emergency and budget reserve fund. SECTION 2. The director of finance is authorized to issue general obligation bonds in the sum of \$250,000,000 or so much thereof as may be necessary and the same sum or so much thereof as may be necessary is appropriated for fiscal year 2020-2021 for deposit into the rental housing revolving fund; provided that the appropriation made for the capital improvement project authorized by this section shall not lapse at the end of the fiscal year for which the appropriation is made; provided further that all moneys from the appropriation unencumbered as of June 30, 2022, shall lapse as of that date. SECTION 3. On May 28, 2020, the director of finance is authorized to transfer from the rental housing revolving fund to the emergency and budget reserve fund the sum of \$250,000,000 or so much thereof as may be necessary for fiscal year 2019-2020. SECTION 4. Act 268, Session Laws of Hawaii 2019, is amended by repealing section 4. [SECTION 4. There is appropriated out of the general revenues of the State of Hawaii the sum of \$20,000,000 or so much thereof as may be necessary for fiscal year 2019-2020 for

the establishment and development of the stadium development district for public use. The sum appropriated shall be expended by the Hawaii community development authority for the purposes of this Act, provided that the appropriation shall not lapse at the end of the fiscal year for which the appropriation is made, provided further that all moneys unencumbered as of June 30, 2022, shall lapse as of that date.] SECTION 5. Act 268, Session Laws of Hawaii 2019, is amended by amending section 6 to read as follows: "SECTION 6. The director of finance is authorized to issue general obligation bonds in the sum of \$150,000,000 \$170,000,000 or so much thereof as may be necessary and the same sum or so much thereof as may be necessary is appropriated for fiscal year 2019-2020 to the Hawaii community development authority for the stadium development district[-]; provided that the appropriation made for the capital improvement project authorized by this section shall not lapse at the end of the fiscal year for which the appropriation is made; provided further that all moneys from the appropriation unencumbered as of June 30, 2022, shall lapse as of that date.

Sen. Com. No. 580, transmitting H.B. No. 1928, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENT DISTRICTS," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 581, transmitting H.B. No. 1929, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 582, transmitting H.B. No. 1942, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE REPORTING," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 583, transmitting H.B. No. 1978, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL IMMIGRANT JUVENILE STATUS," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 584, transmitting H.B. No. 2002, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION NETWORK COMPANIES," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 585, transmitting H.B. No. 2035, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO NON-AGRICULTURAL PARK LANDS," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 586, transmitting H.B. No. 2043, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ADOLESCENT MENTAL HEALTH CARE," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 587, transmitting H.B. No. 2054, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 588, transmitting H.B. No. 2061, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 589, transmitting H.B. No. 2097, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 590, transmitting H.B. No. 2124, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF ETHICS," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 591, transmitting H.B. No. 2162, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TOWING," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 592, transmitting H.B. No. 2183, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 593, transmitting H.B. No. 2253, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 594, transmitting H.B. No. 2292, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC GUNS," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 595, transmitting H.B. No. 2317, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 596, transmitting H.B. No. 2323, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MORTGAGE LOAN RECOVERY FUND," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 597, transmitting H.B. No. 2340, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DEAD BODIES," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 598, transmitting H.B. No. 2350, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 599, transmitting H.B. No. 2420, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 600, transmitting H.B. No. 2425, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 601, transmitting H.B. No. 2457, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE YOUTH VAPING EPIDEMIC," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 602, transmitting H.B. No. 2486, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF PLANNING," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 603, transmitting H.B. No. 2502, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 604, transmitting H.B. No. 2543, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ACCESS TO LEARNING," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 605, transmitting H.B. No. 2565, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 606, transmitting H.B. No. 2573, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SEX TRAFFICKING," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 607, transmitting H.B. No. 2590, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AUTONOMOUS VEHICLES," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 608, transmitting H.B. No. 2610, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 609, transmitting H.B. No. 2709, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PROBATE CODE," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 610, transmitting H.B. No. 2738, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 611, transmitting H.B. No. 2750, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MONETARY OBLIGATIONS," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 612, transmitting H.B. No. 2148, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," which passed Third Reading in the Senate on July 6, 2020.

Sen. Com. No. 613, transmitting H.B. No. 2527, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LOW-INCOME HOUSING TAX CREDIT," which passed Third Reading in the Senate on July 6, 2020.

Representative Belatti moved that the House give notice of intent to agree to the amendments made by the Senate to the following House Bills, seconded by Representative Morikawa and carried:

H.B. No. 917, HD 1, (SD 1)
H.B. No. 1346, HD 2, (SD 2)
H.B. No. 1352, HD 2, (SD 1)
H.B. No. 1523, HD 1, (SD 2)
H.B. No. 1620, HD 2, (SD 2)
H.B. No. 1637, HD 1, (SD 2)

H.B. No. 1661, HD 3, (SD 2)
 H.B. No. 1673, HD 1, (SD 1)
 H.B. No. 1676, HD 1, (SD 2)
 H.B. No. 1678, HD 1, (SD 1)
 H.B. No. 1902, HD 2, (SD 2)
 H.B. No. 1929, HD 2, (SD 2)
 H.B. No. 1942, HD 2, (SD 2)
 H.B. No. 1978, HD 1, (SD 1)
 H.B. No. 2002, HD 2, (SD 2)
 H.B. No. 2043, HD 2, (SD 2)
 H.B. No. 2054, HD 1, (SD 1)
 H.B. No. 2097, HD 2, (SD 2)
 H.B. No. 2124, HD 1, (SD 2)
 H.B. No. 2148, HD 1, (SD 1)
 H.B. No. 2162, HD 2, (SD 1)
 H.B. No. 2183, HD 2, (SD 2)
 H.B. No. 2340, HD 2, (SD 1)
 H.B. No. 2350, HD 2, (SD 1)
 H.B. No. 2425, HD 1, (SD 1)
 H.B. No. 2543, HD 1, (SD 2)
 H.B. No. 2590, HD 2, (SD 2)
 H.B. No. 2750, HD 2, (SD 2)

Representative Belatti moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Morikawa and carried:

H.B. No. 460, HD 1, (SD 1)
 H.B. No. 1651, HD 1, (SD 1)
 H.B. No. 1701, HD 1, (SD 2)
 H.B. No. 1846, HD 2, (SD 2)
 H.B. No. 1912, HD 1, (SD 1)
 H.B. No. 1928, HD 1, (SD 2)
 H.B. No. 2035, HD 1, (SD 2)
 H.B. No. 2061, HD 1, (SD 2)
 H.B. No. 2253, HD 1, (SD 2)
 H.B. No. 2292, HD 1, (SD 2)
 H.B. No. 2317, HD 2, (SD 2)
 H.B. No. 2323, HD 2, (SD 2)
 H.B. No. 2420, HD 2, (SD 2)
 H.B. No. 2457, HD 2, (SD 2)
 H.B. No. 2486, HD 2, (SD 2)
 H.B. No. 2502, HD 1, (SD 2)
 H.B. No. 2527, HD 1, (SD 1)
 H.B. No. 2565, HD 2, (SD 2)
 H.B. No. 2573, HD 1, (SD 1)
 H.B. No. 2610, HD 2, (SD 2)
 H.B. No. 2709, HD 2, (SD 1)
 H.B. No. 2738, HD 1, (SD 2)

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to certain House Bills.

RECONSIDERATION OF ACTION TAKEN

Representative Belatti moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bills, seconded by Representative Morikawa and carried:

H.B. No. 1659, HD 3, (SD 1)
 H.B. No. 1854, HD 1, (SD 1)
 H.B. No. 2060, HD 1, (SD 1)
 H.B. No. 2125, HD 2, (SD 1)
 H.B. No. 2202, HD 1, (SD 1)

ANNOUNCEMENTS

Representative Cabanilla Arakawa: "Thank you, Mr. Speaker. I would like to invite the membership for lunch at the majority lounge. I have prepared lunch for all the members, including the minority. Thank you."

OPEN JOURNAL

At this time, Representative Morikawa moved to keep the Journal open until 6:00 p.m. this legislative day for the purpose of receiving and disagreeing to the amendments made by the Senate to the following House Bills returned to the House with Senate Drafts, seconded by Representative Ward and carried:

H.B. No. 1805, HD 1, (SD 2)
 H.B. No. 1819, HD 2, (SD 3)

RECESS

At 12:21 p.m., on motion by Representative Morikawa, seconded by Representative Ward and carried, the House of Representatives stood in recess until 11:00 a.m. Friday, July 10, 2020.

SUPPLEMENTAL CALENDAR #1

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 614 and 615) were received by the Clerk:

Sen. Com. No. 614, transmitting H.B. No. 1805, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," which passed Third Reading in the Senate on July 8, 2020, and was received by the House at 12:53 p.m.

Sen. Com. No. 615, transmitting H.B. No. 1819, HD 2, SD 3, entitled: "A BILL FOR AN ACT RELATING TO HEMP," which passed Third Reading in the Senate on July 08, 2020, and was received by the House at 12:54 p.m.

ADJOURNMENT

At 6:00 p.m., the House of Representatives adjourned until 11:00 a.m. Friday, July 10, 2020.

HOUSE COMMUNICATIONS

House Communication dated July 8, 2020, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and members of the Senate, informing the Senate that the House gives its notice of intent to agree to the amendments made by the Senate to the following House Bills:

H.B. No. 917, HD 1, SD 1
 H.B. No. 1346, HD 2, SD 2
 H.B. No. 1352, HD 2, SD 1
 H.B. No. 1523, HD 1, SD 2
 H.B. No. 1620, HD 2, SD 2
 H.B. No. 1637, HD 1, SD 2
 H.B. No. 1661, HD 3, SD 2
 H.B. No. 1673, HD 1, SD 1
 H.B. No. 1676, HD 1, SD 2
 H.B. No. 1678, HD 1, SD 1
 H.B. No. 1902, HD 2, SD 2
 H.B. No. 1929, HD 2, SD 2
 H.B. No. 1942, HD 2, SD 2
 H.B. No. 1978, HD 1, SD 1
 H.B. No. 2002, HD 2, SD 2
 H.B. No. 2043, HD 2, SD 2
 H.B. No. 2054, HD 1, SD 1
 H.B. No. 2097, HD 2, SD 2
 H.B. No. 2124, HD 1, SD 2
 H.B. No. 2148, HD 1, SD 1
 H.B. No. 2162, HD 2, SD 1

H.B. No. 2183, HD 2, SD 2
H.B. No. 2340, HD 2, SD 1
H.B. No. 2350, HD 2, SD 1
H.B. No. 2425, HD 1, SD 1
H.B. No. 2543, HD 1, SD 2
H.B. No. 2590, HD 2, SD 2
H.B. No. 2750, HD 2, SD 2

House Communication dated July 8, 2020, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 460, HD 1, SD 1
H.B. No. 1651, HD 1, SD 1
H.B. No. 1701, HD 1, SD 2
H.B. No. 1846, HD 2, SD 2
H.B. No. 1912, HD 1, SD 1
H.B. No. 1928, HD 1, SD 2
H.B. No. 2035, HD 1, SD 2
H.B. No. 2061, HD 1, SD 2
H.B. No. 2253, HD 1, SD 2
H.B. No. 2292, HD 1, SD 2
H.B. No. 2317, HD 2, SD 2
H.B. No. 2323, HD 2, SD 2
H.B. No. 2420, HD 2, SD 2
H.B. No. 2457, HD 2, SD 2
H.B. No. 2486, HD 2, SD 2
H.B. No. 2502, HD 1, SD 2
H.B. No. 2527, HD 1, SD 1
H.B. No. 2565, HD 2, SD 2
H.B. No. 2573, HD 1, SD 1
H.B. No. 2610, HD 2, SD 2
H.B. No. 2709, HD 2, SD 1
H.B. No. 2738, HD 1, SD 2

House Communication dated July 8, 2020, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 1805, HD 1, SD 2
H.B. No. 1819, HD 2, SD 3

House Communication dated July 8, 2020, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on July 2, 2020, and gives its notice of intent to agree to the following House Bills:

H.B. No. 1659, HD 3, SD 1
H.B. No. 2202, HD 1, SD 1

House Communication dated July 8, 2020, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on July 6, 2020, and gives its notice of intent to agree to the following House Bills:

H.B. No. 1854, HD 1, SD 1
H.B. No. 2060, HD 1, SD 1
H.B. No. 2125, HD 2, SD 1