

ELEVENTH DAY

Friday, February 5, 2021

The House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2021, convened at noon, with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Mark J. Hashem, after which the Roll was called showing all members present, with Representatives LoPresti and Matsumoto participating remotely via videoconference, and with the exception of Representatives Har and Matayoshi, who were excused.

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

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Tarnas, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 15) recommending that H.B. No. 244 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 244, entitled: "A BILL FOR AN ACT RELATING TO LAND RECORDATION," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Matayoshi being excused.

Representative Tarnas, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 16) recommending that H.B. No. 245 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 245 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs, seconded by Representative Morikawa.

Representative Kapela rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Perruso rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Wildberger rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 245, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representatives Kapela, Perruso, and Wildberger voting aye with reservations, and with Representative Matayoshi being excused.

Representative Tarnas, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 17) recommending that H.B. No. 247 pass Second Reading and be referred to the Committee on Agriculture.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 247 pass Second Reading and be referred to the Committee on Agriculture, seconded by Representative Morikawa.

Representative DeCoite rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 247, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," passed Second Reading and was referred to the Committee on Agriculture, with Representative DeCoite voting aye with reservations, and with Representative Matayoshi being excused.

Representative Tarnas, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 18) recommending that H.B. No. 344 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 344 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs, seconded by Representative Morikawa.

Representative Wildberger rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Kapela rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Perruso rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 344, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representatives Kapela, Perruso, and Wildberger voting no, and with Representative Matayoshi being excused.

Representative Tarnas, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 19) recommending that H.B. No. 498 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 498, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Matayoshi being excused.

Representative Onishi, for the Committee on Labor & Tourism, presented a report (Stand. Com. Rep. No. 20) recommending that H.B. No. 465, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 465, HD 1 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs, seconded by Representative Morikawa.

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

"With reservations and a brief comment. I'm concerned about this bill because it seems to me that there are already procedures in place for removal of a member of this board, and I also think that this body is not meant to be a negotiating table, it's meant to be an adjudication body."

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

"Thank you, reservations, Mr. Speaker. I would like the testimony that was submitted by Ryker Wada, chief negotiator, into the record as if it were my own," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 465, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representatives McKelvey and Perruso voting aye with reservations, and with Representative Matayoshi being excused.

Representative Onishi, for the Committee on Labor & Tourism, presented a report (Stand. Com. Rep. No. 21) recommending that H.B. No. 567, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 567, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Matayoshi being excused.

Representative Onishi, for the Committee on Labor & Tourism, presented a report (Stand. Com. Rep. No. 22) recommending that H.B. No. 670, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 670, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Matayoshi being excused.

Representative Onishi, for the Committee on Labor & Tourism, presented a report (Stand. Com. Rep. No. 23) recommending that H.B. No. 838, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 838, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Matayoshi being excused.

Representative Tarnas, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 24) recommending that H.B. No. 98, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 98, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Matayoshi being excused.

Representative Tarnas, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 25) recommending that H.B. No. 369, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor & Tourism.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 369, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Labor & Tourism, with Representative Matayoshi being excused.

Representative Tarnas, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 26) recommending that H.B. No. 499, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 499, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Morikawa.

Representative Eli rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Perruso rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Kapela rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Tam rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 499, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEASE EXTENSIONS ON PUBLIC LAND," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Eli, Kapela, Perruso, and Tam voting no, and with Representative Matayoshi being excused.

Representative Tarnas, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 27) recommending that H.B. No. 601, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 601, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Matayoshi being excused.

Representative Onishi, for the Committee on Labor & Tourism, presented a report (Stand. Com. Rep. No. 28) recommending that H.B. No. 90, as amended in HD 1, be recommitted to the Committee on Labor & Tourism.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 90, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," was recommitted to the Committee on Labor & Tourism, with Representative Matayoshi being excused.

Representatives Onishi and Luke, for the Committee on Labor & Tourism and the Committee on Finance, presented a report (Stand. Com. Rep. No. 29) recommending that H.B. No. 1278, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committees was adopted and H.B. No. 1278, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was placed on the calendar for Third Reading, with Representative Matayoshi being excused.

At 12:10 p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:10 p.m.

ANNOUNCEMENTS

Representative Branco: "I'd like to wish my neighbor in District 51, Representative Lisa Marten, happy birthday, and if my freshman colleague from Kalihi could say a few words."

Representative Ganaden: "Noting the precedent from the Representative from the North Shore yesterday, I offer the following limerick from the freshman class. It is with great pleasure, I bring forth this measure, this year proves we have no moolah, but it's free to celebrate the Representative from Kailua. With your applause we hearten, the birthday of Lisa Marten."

Representative Belatti: "Thank you, Mr. Speaker. Just a really brief thank you. I'd like to extend a thank you to all of our wonderful IT staff. Mr. Vice Speaker, this was the first week of full virtual hearings and I just wanted to note that there were over 36 total hearings over a period of four days, 299 bills were dealt with, over 3,400 pieces of testimony were processed. It is a tremendous amount of work. We had four joint hearings and we had members running to another room when there was a technical difficulty and they quickly set up another hearing room. So, *mahalo* to our IT staff and all of the Chief Clerk's staff who made this possible. Thank you."

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

<u>H.B.</u> <u>Nos.</u>	<u>Re-referred to:</u>
90, HD1	Committee on Labor & Tourism, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
699	Committee on Transportation, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
1245	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary & Hawaiian Affairs, then to the Committee on Finance
1253	Committee on Labor & Tourism, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary & Hawaiian Affairs
1333	Committee on Energy & Environmental Protection, then to the Committee on Finance

ADJOURNMENT

At 12:12 p.m., on motion by Representative Belatti, seconded by Representative Morikawa and carried, the House of Representatives adjourned until noon Monday, February 8, 2021. (Representative Matayoshi was excused.)