

SEVENTEENTH DAY

Monday, February 14, 2022

The House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2022, convened at noon, with Speaker Saiki presiding.

The invocation was delivered by Representative Jeanne Kapela, after which the Roll was called showing all members present, with Representatives Gates, Har, D. Kobayashi, Marten, Matayoshi, Ohno, Perruso, Tokioka, and Wildberger participating remotely via videoconference, and with the exception of Representative Holt, who was excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 24 and 25) were received and announced by the Clerk:

Sen. Com. No. 24, transmitting S.B. No. 312, SD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION REGARDING THE FREEDOM OF SPEECH," which passed Third Reading in the Senate on February 11, 2022.

Sen. Com. No. 25, transmitting S.B. No. 2388, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONEERING COMMUNICATIONS," which passed Third Reading in the Senate on February 11, 2022.

On motion by Representative Morikawa, seconded by Representative Matsumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives Holt and Tarnas were excused.)

S.B. No. 312, SD 1
S.B. No. 2388, SD 1

At 12:05 p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:13 p.m.

REPORTS OF STANDING COMMITTEES

Representative Nakamura, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 219-22) recommending that H.B. No. 1753, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 1753, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Morikawa.

Representative Nakamura rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict of interest. I'm a volunteer board member on a non-profit housing organization," and the Chair ruled, "no conflict," and that the ruling would extend through *sine die*.

Representative Marten rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I have the same potential conflict and I actually am also the founder of a non-profit," and the Chair ruled, "no conflict," and that the ruling would extend through *sine die*.

Representative Yamane rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I am also on a non-profit board for rental housing. Can I ask for the same," and the Chair ruled, "no conflict," and that the ruling would extend through *sine die*.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1753, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL HOUSING REVOLVING FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Holt and Ward being excused.

Representative Onishi, for the Committee on Labor & Tourism, presented a report (Stand. Com. Rep. No. 220-22) recommending that H.B. No. 1785, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1785, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM GOVERNANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Holt and Ward being excused.

Representative Onishi, for the Committee on Labor & Tourism, presented a report (Stand. Com. Rep. No. 221-22) recommending that H.B. No. 2102, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 2102, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Morikawa.

Representative Perruso rose and asked that the Clerk record a no vote 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."

Representative Kapela 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. 2102, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND MEDICARE PART B PREMIUM REIMBURSEMENT," passed Second Reading and was referred to the Committee on Finance, with Representative Wildberger voting aye with reservations, with Representatives Kapela and Perruso voting no, and with Representatives Holt and Ward being excused.

Representative Onishi, for the Committee on Labor & Tourism, presented a report (Stand. Com. Rep. No. 222-22) recommending that H.B. No. 2103, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 2103, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Morikawa.

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."

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. 2103, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND SPOUSAL MEDICARE PART B PREMIUM REIMBURSEMENT," passed Second Reading and was referred to the Committee on Finance, with Representative Wildberger voting aye with reservations, with Representatives Kapela and Perruso voting no, and with Representatives Holt and Ward being excused.

Representative Onishi, for the Committee on Labor & Tourism, presented a report (Stand. Com. Rep. No. 223-22) recommending that H.B. No. 2104,

as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 2104, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Morikawa.

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."

Representative Wildberger 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. 2104, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND INVESTMENTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Kapela, Perruso, and Wildberger voting no, and with Representatives Holt and Ward being excused.

Representative Onishi, for the Committee on Labor & Tourism, presented a report (Stand. Com. Rep. No. 224-22) recommending that H.B. No. 2105, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 2105, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM DISABILITY RETIREMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Holt and Ward being excused.

Representative Onishi, for the Committee on Labor & Tourism, presented a report (Stand. Com. Rep. No. 225-22) recommending that H.B. No. 1760, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1760, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMMIGRANT RESOURCE CENTERS," passed Second Reading and was referred to the Committee on Finance, with Representatives Holt and Ward being excused.

Representative Tarnas, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 226-22) recommending that H.B. No. 1656, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1656, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAILS," passed Second Reading and was referred to the Committee on Finance, with Representatives Holt and Ward being excused.

Representative Tarnas, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 227-22) recommending that H.B. No. 1719, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Belatti moved that the report of the Committee be adopted, and that H.B. No. 1719, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Morikawa.

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. 1719, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ALA WAI BOAT HARBOR," passed Second Reading and was referred to the Committee on Finance, with Representative Wildberger voting aye with reservations, and with Representatives Holt and Ward being excused.

Representative Woodson, for the Committee on Education, presented a report (Stand. Com. Rep. No. 228-22) recommending that H.B. No. 2127, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 2127, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR A MAINTENANCE BASE YARD," passed Second Reading and was referred to the Committee on Finance, with Representatives Holt and Ward being excused.

Representative Woodson, for the Committee on Education, presented a report (Stand. Com. Rep. No. 229-22) recommending that H.B. No. 2122, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 2122, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL INDIRECT OVERHEAD REIMBURSEMENTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Holt and Ward being excused.

Representative Woodson, for the Committee on Education, presented a report (Stand. Com. Rep. No. 230-22) recommending that H.B. No. 2123, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 2123, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OPTIONS FOR STUDENTS IN DEPARTMENT OF EDUCATION SCHOOLS," passed Second Reading and was referred to the Committee on Finance, with Representatives Holt and Ward being excused.

Representative Woodson, for the Committee on Education, presented a report (Stand. Com. Rep. No. 231-22) recommending that H.B. No. 1986, 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. 1986, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representatives Holt and Ward being excused.

Representative Woodson, for the Committee on Education, presented a report (Stand. Com. Rep. No. 232-22) recommending that H.B. No. 2125, 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. 2125, HD 1 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs, seconded by Representative Morikawa.

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

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

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

Representative Kapela 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. 2125, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OFFICIAL SCHOOL BUSINESS," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representatives Ganaden and Kapela voting aye

with reservations, with Representatives McDermott and Okimoto voting no, and with Representatives Holt and Ward being excused.

Representative Hashem, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 233-22) recommending that H.B. No. 1518, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1518, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Holt and Ward being excused.

Representative Hashem, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 234-22) recommending that H.B. No. 1714, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1714, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TWO-LINED SPITTLEBUGS," passed Second Reading and was referred to the Committee on Finance, with Representatives Holt and Ward being excused.

Representative Hashem, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 235-22) recommending that H.B. No. 2061, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 2061, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ANIMAL INDUSTRY SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Holt and Ward being excused.

Representative Hashem, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 236-22) recommending that H.B. No. 2307, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 2307, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD SAFETY," passed Second Reading and was referred to the Committee on Finance, with Representatives Holt and Ward being excused.

SUPPLEMENTAL CALENDAR #1

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 7) was announced by the Clerk and the following action taken:

H.R. No. 7, entitled: "HOUSE RESOLUTION RELATING TO THE COMMITTEE ASSIGNMENTS OF THE HOUSE OF REPRESENTATIVES OF THE THIRTY-FIRST LEGISLATURE," was offered by Representative Saiki.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, H.R. No. 7 was adopted, with Representatives Holt and Ward being excused.

ANNOUNCEMENTS

COMMITTEE REASSIGNMENTS

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

H.B.

Nos. Re-referred to:

1945, Committee on Health, Human Services, & Homelessness, then to
HD1 the Committee on Finance

2253, Committee on Culture, Arts, & International Affairs, then to the
HD1 Committee on Finance

ADJOURNMENT

At 12:18 p.m., on motion by Representative Morikawa, seconded by Representative Matsumoto and carried, the House of Representatives adjourned until noon tomorrow, Tuesday, February 15, 2022. (Representatives Holt and Ward were excused.)

OTHER COMMUNICATIONS

A copy of the following Senate Communication to the Governor was received by the Clerk:

"February 14, 2022

The Honorable David Y. Ige
Governor of the State of Hawai'i
State Capitol
Honolulu, Hawai'i 96813

Dear Governor Ige:

In accordance with the provisions of Article XVII, Section 3 of the Hawai'i State Constitution, written notice is hereby given of the final form of the following bill, a copy of which is attached hereto:

S.B. No. 312, S.D. 1
"PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION
REGARDING THE FREEDOM OF SPEECH."

Respectfully,
/s/ Carol Taniguchi
CAROL TANIGUCHI
Clerk of the Senate

Enclosure

cc: Brian Takeshita
Clerk of the House"