

TWENTY-SIXTH DAY

Tuesday, March 7, 2023

The House of Representatives of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2023, convened at 9:12 a.m., with Speaker Saiki presiding.

The invocation was delivered by Representative Lisa Marten, after which the Roll was called showing all members present.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 32 through 58) were received and announced by the Clerk:

Sen. Com. No. 32, transmitting S.B. No. 7, entitled: "A BILL FOR AN ACT RELATING TO THE SCHOOL FACILITIES AUTHORITY," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 33, transmitting S.B. No. 22, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BED BUGS," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 34, transmitting S.B. No. 45, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 35, transmitting S.B. No. 47, entitled: "A BILL FOR AN ACT RELATING TO ARRANGEMENT OF CANDIDATE NAMES ON BALLOTS," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 36, transmitting S.B. No. 54, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE-POWERED LEAF BLOWERS," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 37, transmitting S.B. No. 105, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 38, transmitting S.B. No. 107, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 39, transmitting S.B. No. 156, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 40, transmitting S.B. No. 158, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DECEPTIVE TRADE PRACTICES," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 41, transmitting S.B. No. 160, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF INTOXICANTS WHILE OPERATING A VEHICLE," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 42, transmitting S.B. No. 179, entitled: "A BILL FOR AN ACT RELATING TO ADVISORY COMMITTEES," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 43, transmitting S.B. No. 283, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CHARTER SCHOOL PER-PUPIL FUNDING," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 44, transmitting S.B. No. 383, entitled: "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 45, transmitting S.B. No. 388, entitled: "A BILL FOR AN ACT RELATING TO WASTE DISPOSAL FACILITIES," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 46, transmitting S.B. No. 422, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL ADVISORY COUNCIL," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 47, transmitting S.B. No. 455, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CORRECTIONAL SYSTEM OVERSIGHT COMMISSION," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 48, transmitting S.B. No. 487, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES OR THE SESSION LAWS OF HAWAII FOR THE PURPOSES OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, OR DELETING OBSOLETE OR UNNECESSARY PROVISIONS," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 49, transmitting S.B. No. 627, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 50, transmitting S.B. No. 739, entitled: "A BILL FOR AN ACT RELATING TO DESECRATION," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 51, transmitting S.B. No. 831, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGRICULTURE," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 52, transmitting S.B. No. 1370, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSES TO SOLEMNIZE MARRIAGES," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 53, transmitting S.B. No. 1396, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 54, transmitting S.B. No. 1535, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 55, transmitting S.B. No. 1541, entitled: "A BILL FOR AN ACT RELATING TO VOTING MORE THAN ONCE DURING AN ELECTION," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 56, transmitting S.B. No. 1572, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," which passed Third Reading in the Senate on March 3, 2023.

Sen. Com. No. 57, transmitting S.C.R. No. 14, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO ESTABLISH AND MAINTAIN HAWAIIAN CULTURAL CENTERS WITHIN THE STATE," which was adopted by the Senate on March 3, 2023.

Sen. Com. No. 58, transmitting S.B. No. 236, entitled: "A BILL FOR AN ACT RELATING TO VICTIM-COUNSELOR PRIVILEGE," which passed Third Reading in the Senate on March 3, 2023.

On motion by Representative Morikawa, seconded by Representative Garcia and carried, the following Senate Bills passed First Reading by title and further action was deferred:

S.B. No. 7
S.B. No. 22, SD 1
S.B. No. 45, SD 1
S.B. No. 47
S.B. No. 54, SD 1
S.B. No. 105
S.B. No. 107, SD 1
S.B. No. 156, SD 1
S.B. No. 158, SD 1

S.B. No. 160
 S.B. No. 179
 S.B. No. 236
 S.B. No. 283
 S.B. No. 383
 S.B. No. 388
 S.B. No. 422, SD 1
 S.B. No. 455, SD 1
 S.B. No. 487
 S.B. No. 627
 S.B. No. 739
 S.B. No. 831
 S.B. No. 1370, SD 1
 S.B. No. 1396
 S.B. No. 1535, SD 1
 S.B. No. 1541
 S.B. No. 1572, SD 1

INTRODUCTIONS

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

Representative Kapela introduced Mitzie Higa, HSTA lobbyist; and Laverne Moore, HSTA teacher lobbyist.

Representative Matsumoto introduced Seaula Jr. Tupai, former candidate for Lt. Governor; and interns, Hunter Harris and Diego Carranza.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Morikawa, seconded by Representative Garcia and carried, the rules were suspended for the purpose of considering certain House and Senate Bills for Third Reading by consent calendar.

CONSENT CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, there is no discussion on these items because the body has agreed to place them on the consent calendar this morning."

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1042) recommending that H.B. No. 1046, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1046, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATIONAL HEALTH SERVICES," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1043) recommending that H.B. No. 1509, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1509, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMON-INTEREST DEVELOPMENTS," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1044) recommending that H.B. No. 695, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 695, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FENCES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Amato voting no.

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1045) recommending that H.B. No. 371, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 371, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS AND CABLE INDUSTRY INFORMATION REPORTING," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1046) recommending that H.B. No. 1027, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1027, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS MODERNIZATION ACT," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1048) recommending that H.B. No. 218, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 218, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1049) recommending that H.B. No. 11, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 11, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1052) recommending that H.B. No. 1087, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1087, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE WAGE AND HOUR LAW," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1053) recommending that H.B. No. 1156, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1156, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1054) recommending that H.B. No. 841, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 841, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1055) recommending that H.B. No. 973, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 973, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEMP," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1056) recommending that H.B. No. 1348, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1348, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LABELING OF MACADAMIA NUTS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hashimoto voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1057) recommending that H.B. No. 1109, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1109, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER LICENSING," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1058) recommending that H.B. No. 1107, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1107, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL MOTOR VEHICLE WEIGHT LIMITS," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1059) recommending that H.B. No. 970, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 970, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1061) recommending that H.B. No. 1344, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1344, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ANGER MANAGEMENT," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1063) recommending that H.B. No. 1088, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1088, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DECLARATION OF WATER SHORTAGE AND EMERGENCY," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1064) recommending that H.B. No. 760, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 760, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1068) recommending that H.B. No. 110, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 110, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSE PLATES," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1069) recommending that H.B. No. 105, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 105, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LICENSE PLATES," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1070) recommending that H.B. No. 819, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 819, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LIMU KALA," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1072) recommending that H.B. No. 777, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 777, HD 2, entitled: "A BILL FOR AN ACT RELATING TO BACKGROUND CHECKS," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1074) recommending that H.B. No. 1134, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1134, HD 2, entitled: "A BILL FOR AN ACT RELATING TO KANEHOHE BAY," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1075) recommending that H.B. No. 201, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 201, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1081) recommending that H.B. No. 1097, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1097, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1082) recommending that H.B. No. 899, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 899, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1084) recommending that H.B. No. 1266, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1266, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOOD DONATIONS," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1085) recommending that H.B. No. 16, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 16, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1086) recommending that H.B. No. 642, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 642, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1087) recommending that H.B. No. 913, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 913, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1088) recommending that H.B. No. 581, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 581, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD CUSTODY," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1097) recommending that H.B. No. 652, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 652, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVERS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1098) recommending that H.B. No. 948, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 948, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD AND ADOLESCENT MENTAL HEALTH," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1099) recommending that H.B. No. 1263, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1263, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ABLE SAVINGS PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1100) recommending that H.B. No. 1300, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1300, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1101) recommending that H.B. No. 80, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and

H.B. No. 80, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AUTHENTIC ASSESSMENTS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1104) recommending that H.B. No. 1327, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1327, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1105) recommending that H.B. No. 55, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 55, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1107) recommending that H.B. No. 942, HD 2 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 942, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL RESPONSE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1108) recommending that H.B. No. 1412, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1412, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIBRARIES," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1110) recommending that H.B. No. 74, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 74, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Kapela voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1111) recommending that H.B. No. 415, HD 2 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 415, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO IMPLEMENT THE RECOMMENDATIONS OF THE TASK FORCE ON MOBILITY MANAGEMENT, ESTABLISHED PURSUANT TO ACT 214, SESSION LAWS OF HAWAII 2013," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1113) recommending that H.B. No. 609, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 609, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1115) recommending that H.B. No. 1149, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1149, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE COCONUT RHINOCEROS BEETLE PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1116) recommending that H.B. No. 1150, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1150, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1117) recommending that H.B. No. 1182, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1182, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1118) recommending that H.B. No. 870, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 870, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NEIGHBOR ISLANDS BLIND AND VISUALLY IMPAIRED SERVICE PILOT PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1120) recommending that H.B. No. 1082, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1082, HD 3, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1122) recommending that H.B. No. 679, as amended in HD 1, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 679, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1123) recommending that H.B. No. 951, as amended in HD 1, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 951, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1125) recommending that H.B. No. 153, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 153, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE WATER CODE PENALTIES," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1126) recommending that H.B. No. 202, HD 2 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 202, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION REVIEWS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Kapela voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1128) recommending that H.B. No. 361, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 361, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GREEN JOBS YOUTH CORPS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1129) recommending that H.B. No. 418, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 418, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY PREPAREDNESS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1132) recommending that H.B. No. 905, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 905, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE GROUNDWATER YIELDS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1135) recommending that H.B. No. 1090, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1090, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RECREATION COMMERCIAL PERMITS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1136) recommending that H.B. No. 1183, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1183, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1137) recommending that H.B. No. 1267, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1267, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1139) recommending that H.B. No. 1405, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1405, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NATURAL RESOURCES," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1142) recommending that H.B. No. 1511, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1511, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER RESOURCES," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1144) recommending that H.B. No. 978, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 978, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PURCHASES OF HEALTH AND HUMAN SERVICES," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1147) recommending that H.B. No. 1011, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1011, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1148) recommending that H.B. No. 351, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 351, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1151) recommending that H.B. No. 247, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 247, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1153) recommending that H.B. No. 690, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 690, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1155) recommending that H.B. No. 947, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 947, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1156) recommending that H.B. No. 974, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 974, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1157) recommending that H.B. No. 1383, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and

H.B. No. 1383, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1158) recommending that H.B. No. 608, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 608, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1159) recommending that H.B. No. 610, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 610, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1160) recommending that H.B. No. 612, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 612, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1161) recommending that H.B. No. 619, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 619, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1162) recommending that H.B. No. 1350, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1350, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOOD SAFETY," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1164) recommending that H.B. No. 1049, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1049, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1167) recommending that H.B. No. 1396, HD 2 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1396, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CESSPOOLS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1169) recommending that H.B. No. 933, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 933, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS ACCESS FOR INDIVIDUALS WITH PRINT DISABILITIES," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1172) recommending that H.B. No. 1193, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1193, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAX CREDIT FOR RESEARCH ACTIVITIES," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1173) recommending that H.B. No. 1384, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1384, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MANUFACTURING," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1174) recommending that H.B. No. 233, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 233, HD 2, entitled: "A BILL FOR AN ACT RELATING TO A CHILD TAX CREDIT," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1175) recommending that H.B. No. 400, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 400, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1176) recommending that H.B. No. 493, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 493, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1177) recommending that H.B. No. 607, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 607, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1178) recommending that H.B. No. 954, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 954, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1179) recommending that H.B. No. 1194, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1194, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AN ECONOMIC DEVELOPMENT DISTRICT PLANNING ORGANIZATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1180) recommending that H.B. No. 1362, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1362, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PASS-THROUGH ENTITY TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1186) recommending that H.B. No. 384, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 384, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PARENTAGE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1187) recommending that H.B. No. 586, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 586, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1189) recommending that H.B. No. 42, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 42, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1190) recommending that H.B. No. 68, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 68, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL JUSTICE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1191) recommending that H.B. No. 92 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 92, entitled: "A BILL FOR AN ACT RELATING TO VIOLATIONS OF CAMPAIGN FINANCE LAW," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1192) recommending that H.B. No. 126, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 126, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CORRUPTION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1194) recommending that H.B. No. 480, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 480, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1196) recommending that H.B. No. 582, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 582, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

SEXUAL ABUSE OF MINORS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1197) recommending that H.B. No. 719, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 719, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1198) recommending that H.B. No. 1113, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1113, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DRUG AND ALCOHOL TOXICOLOGY TESTING LABORATORY," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1199) recommending that H.B. No. 1145, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1145, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EQUITY," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1200) recommending that H.B. No. 1508, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1508, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN AFFAIRS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1201) recommending that H.B. No. 1203, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1203, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1202) recommending that H.B. No. 892, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 892, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1203) recommending that H.B. No. 908, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 908, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE LAND CONSERVATION FUND," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1204) recommending that H.B. No. 1079, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1079, HD 2, entitled: "A BILL FOR AN ACT RELATING TO

WATER POLLUTION CONTROL," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1206) recommending that H.B. No. 546, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 546, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE FUEL TANK ADVISORY COMMITTEE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1207) recommending that H.B. No. 562, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 562, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERMITS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1210) recommending that H.B. No. 1035, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1035, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1211) recommending that H.B. No. 1036, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1036, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Perruso voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1212) recommending that H.B. No. 1037, HD 2 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1037, HD 2, entitled: "A BILL FOR AN ACT RELATING TO STATEWIDE INTEROPERABLE PUBLIC SAFETY COMMUNICATIONS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1213) recommending that H.B. No. 1371, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1371, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SAND ISLAND STATE RECREATION AREA," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1216) recommending that H.B. No. 647, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 647, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALCOHOL," passed Third Reading by a vote of 51 ayes.

THIRD READING

H.B. No. 1047, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 1047, HD 1, entitled: "A BILL FOR AN

ACT RELATING TO EDUCATION," passed Third Reading by a vote of 51 ayes.

H.B. No. 752, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 752, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE ORDERS," passed Third Reading by a vote of 51 ayes.

H.B. No. 986, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 986, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OFFICIAL MISCONDUCT," passed Third Reading by a vote of 51 ayes.

H.B. No. 723, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 723, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SUNSHINE LAW," passed Third Reading by a vote of 51 ayes.

H.B. No. 717, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 717, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NEPOTISM," passed Third Reading by a vote of 51 ayes.

H.B. No. 707, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 707, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FALSE CLAIMS," passed Third Reading by a vote of 51 ayes.

H.B. No. 711, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 711, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FRAUD," passed Third Reading by a vote of 51 ayes.

H.B. No. 727, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 727, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FUNDS," passed Third Reading by a vote of 51 ayes.

H.B. No. 712, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 712, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECORDINGS OF PUBLIC MEETINGS," passed Third Reading by a vote of 51 ayes.

H.B. No. 494, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 494, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Third Reading by a vote of 51 ayes.

H.B. No. 386, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 386, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SAFETY OF JUDICIARY PERSONNEL," passed Third Reading by a vote of 51 ayes.

H.B. No. 107, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 107, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWAL OF DRIVER'S LICENSES," passed Third Reading by a vote of 51 ayes.

H.B. No. 100, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 100, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL JUSTICE DATA SHARING," passed Third Reading by a vote of 51 ayes.

H.B. No. 1502, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 1502, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," passed Third Reading by a vote of 51 ayes.

H.B. No. 1033, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 1033, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE COUNCIL," passed Third Reading by a vote of 51 ayes.

H.B. No. 1074, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 1074, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EXECUTIVE OFFICE ON AGING," passed Third Reading by a vote of 51 ayes.

H.B. No. 374, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 374, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ALCOHOL," passed Third Reading by a vote of 51 ayes.

H.B. No. 368, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 368, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Amato, Hussey-Burdick, Kapela, La Chica, Lowen, Marten, and Perruso voting no.

H.B. No. 259, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 259, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," passed Third Reading by a vote of 51 ayes.

H.B. No. 640, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 640, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative La Chica voting no.

H.B. No. 40:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 40, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND," passed Third Reading by a vote of 51 ayes.

H.B. No. 1020:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 1020, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF CLAIMS OF THE UNCLAIMED PROPERTY PROGRAM," passed Third Reading by a vote of 51 ayes.

H.B. No. 33, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 33, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Third Reading by a vote of 51 ayes.

H.B. No. 35, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 35, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NON-GENERAL FUND REPORTS," passed Third Reading by a vote of 51 ayes.

H.B. No. 39, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 39, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS," passed Third Reading by a vote of 51 ayes.

H.B. No. 989, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 989, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM," passed Third Reading by a vote of 51 ayes.

H.B. No. 1022, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 1022, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FUNDING ADJUSTMENTS FOR STATE PROGRAMS," passed Third Reading by a vote of 51 ayes.

H.B. No. 1073, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 1073, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR MARRIAGE LICENSES," passed Third Reading by a vote of 51 ayes.

H.B. No. 1100, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 1100, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY TO THE INTERNAL REVENUE CODE," passed Third Reading by a vote of 51 ayes.

H.B. No. 25, HD 2:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 25, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

S.B. No. 36:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, S.B. No. 36, entitled: "A BILL FOR AN ACT RELATING TO THE INITIATION OF FELONY PROSECUTIONS," passed Third Reading by a vote of 51 ayes.

At 9:21 a.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1046, HD 2
 H.B. No. 1509, HD 2
 H.B. No. 695, HD 2
 H.B. No. 371, HD 2
 H.B. No. 1027, HD 2
 H.B. No. 218, HD 2
 H.B. No. 11, HD 2
 H.B. No. 1087, HD 2
 H.B. No. 1156, HD 2
 H.B. No. 841, HD 2
 H.B. No. 973, HD 2
 H.B. No. 1348, HD 2
 H.B. No. 1109, HD 2
 H.B. No. 1107, HD 2
 H.B. No. 970, HD 2
 H.B. No. 1344, HD 2
 H.B. No. 1088, HD 1
 H.B. No. 760, HD 1

H.B. No. 110, HD 1
 H.B. No. 105, HD 2
 H.B. No. 819, HD 2
 H.B. No. 777, HD 2
 H.B. No. 1134, HD 2
 H.B. No. 201, HD 2
 H.B. No. 1097, HD 2
 H.B. No. 899, HD 2
 H.B. No. 1266, HD 2
 H.B. No. 16, HD 2
 H.B. No. 642, HD 2
 H.B. No. 913, HD 2
 H.B. No. 581, HD 2
 H.B. No. 652, HD 2
 H.B. No. 948, HD 2
 H.B. No. 1263, HD 2
 H.B. No. 1300, HD 2
 H.B. No. 80, HD 2
 H.B. No. 1327, HD 2
 H.B. No. 55, HD 1
 H.B. No. 942, HD 2
 H.B. No. 1412, HD 1
 H.B. No. 74, HD 1
 H.B. No. 415, HD 2
 H.B. No. 609, HD 2
 H.B. No. 1149, HD 2
 H.B. No. 1150, HD 2
 H.B. No. 1182, HD 2
 H.B. No. 870, HD 2
 H.B. No. 1082, HD 3
 H.B. No. 679, HD 1
 H.B. No. 951, HD 1
 H.B. No. 153, HD 1
 H.B. No. 202, HD 2
 H.B. No. 361, HD 1
 H.B. No. 418, HD 1
 H.B. No. 905, HD 1
 H.B. No. 1090, HD 1
 H.B. No. 1183, HD 1
 H.B. No. 1267, HD 1
 H.B. No. 1405, HD 1
 H.B. No. 1511, HD 1
 H.B. No. 978, HD 2
 H.B. No. 1011, HD 1
 H.B. No. 351, HD 2
 H.B. No. 247, HD 1
 H.B. No. 690, HD 1
 H.B. No. 947, HD 1
 H.B. No. 974, HD 1
 H.B. No. 1383, HD 1
 H.B. No. 608, HD 2
 H.B. No. 610, HD 2
 H.B. No. 612, HD 2
 H.B. No. 619, HD 2
 H.B. No. 1350, HD 2
 H.B. No. 1049, HD 2
 H.B. No. 1396, HD 2
 H.B. No. 933, HD 2
 H.B. No. 1193, HD 1
 H.B. No. 1384, HD 1
 H.B. No. 233, HD 2
 H.B. No. 400, HD 2
 H.B. No. 493, HD 2
 H.B. No. 607, HD 2
 H.B. No. 954, HD 2
 H.B. No. 1194, HD 2
 H.B. No. 1362, HD 2
 H.B. No. 384, HD 2
 H.B. No. 586, HD 2
 H.B. No. 42, HD 1
 H.B. No. 68, HD 1
 H.B. No. 92
 H.B. No. 126, HD 1

H.B. No. 480, HD 1
 H.B. No. 582, HD 1
 H.B. No. 719, HD 1
 H.B. No. 1113, HD 1
 H.B. No. 1145, HD 1
 H.B. No. 1508, HD 1
 H.B. No. 1203, HD 2
 H.B. No. 892, HD 2
 H.B. No. 908, HD 2
 H.B. No. 1079, HD 2
 H.B. No. 546, HD 1
 H.B. No. 562, HD 1
 H.B. No. 1035, HD 1
 H.B. No. 1036, HD 1
 H.B. No. 1037, HD 2
 H.B. No. 1371, HD 1
 H.B. No. 647, HD 1

H.B. No. 1047, HD 1
 H.B. No. 752, HD 1
 H.B. No. 986, HD 1
 H.B. No. 723, HD 1
 H.B. No. 717, HD 1
 H.B. No. 707, HD 1
 H.B. No. 711, HD 1
 H.B. No. 727, HD 1
 H.B. No. 712, HD 1
 H.B. No. 494, HD 1
 H.B. No. 386, HD 1
 H.B. No. 107, HD 1
 H.B. No. 100, HD 1
 H.B. No. 1502, HD 1
 H.B. No. 1033, HD 1
 H.B. No. 1074, HD 1
 H.B. No. 374, HD 1
 H.B. No. 368, HD 1
 H.B. No. 259, HD 1
 H.B. No. 640, HD 1
 H.B. No. 40
 H.B. No. 1020
 H.B. No. 33, HD 1
 H.B. No. 35, HD 1
 H.B. No. 39, HD 1
 H.B. No. 989, HD 1
 H.B. No. 1022, HD 1
 H.B. No. 1073, HD 1
 H.B. No. 1100, HD 1
 H.B. No. 25, HD 2
 S.B. No. 36

At this time, the Chair stated:

"Members, please remember to submit to the Clerk the list of House Bills on the consent calendar for which you will be inserting written comments in support or in opposition. This must be done by adjournment of today's floor session."

At 9:21 a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:17 a.m.

ORDINARY CALENDAR

UNFINISHED BUSINESS

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1041) recommending that H.B. No. 192, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 192, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1047) recommending that H.B. No. 1340, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 1340, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick rose to speak in opposition to the measure, stating:

"Opposition. The testifier on behalf of the State Health Department mentioned that the private sector could sufficiently provide this service to the State of Hawai'i. My recommendation is that we don't need to be expanding the government and using more tax dollars."

Representative Tam rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. The purpose of this bill is to authorize the Department of Health to establish temporary advisory councils to a breakthrough therapy, to establish those rules and regulations for such therapy if they are to be administered within the state. So basically, the state will use their own existing resources to administer and establish this council.

"So, with respect to the representative from Royal Kunia, if we were to take his suggestion, it would mean that the state would shovel out taxpayer dollars to procure a private business to establish those rules and regulations, which does not make sense. The Health Department can establish these councils of qualified experts on their own, saving taxpayer dollars in the process, which this bill seeks to allow them to do. I urge all members to support this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1340, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1050) recommending that H.B. No. 378, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 378, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1051) recommending that H.B. No. 187, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 187, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick rose to speak in opposition to the measure, stating:

"No, please. This bill would be increasing the cost of construction, and my understanding is that we are in an economic crisis. So, my encouragement is that we vote no on bills that will hurt the economy."

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

Representative Garcia rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Garcia's written remarks are as follows:

"Mr. Speaker, I rise today in opposition to HB 187, which seeks to establish labor requirements for the construction of renewable energy projects. While I support the development of renewable energy projects in Hawai'i, I believe that this bill will have negative consequences for our state's economy and housing market. By imposing additional labor requirements on renewable energy projects, this bill will increase the cost of construction and make it more difficult for developers to build affordable housing in Hawai'i. This is a serious concern, as our state is already facing a housing crisis, with many families struggling to find affordable homes.

"Furthermore, this bill could discourage investment in renewable energy projects in Hawai'i, as developers may choose to invest in other states with less restrictive labor requirements. This could have a negative impact on our state's economy and job market. In conclusion, while I support the goal of promoting renewable energy in Hawai'i, I believe that HB 187 is not the right approach. Instead, we should focus on policies that encourage the development of affordable housing and promote economic growth in our state.

"Therefore, I urge my colleagues to vote against this bill. *Mahalo.*"

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 187, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading by a vote of 48 ayes to 3 noes, with Representative Matsumoto voting aye with reservations, and with Representatives Garcia, Pierick, and Ward voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1060) recommending that H.B. No. 975, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 975, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE AGRICULTURE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1062) recommending that H.B. No. 1241, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 1241, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick rose to speak in opposition to the measure, stating:

"No, please. So, this bill would violate the Fourth Amendment, which reads, 'The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.'

"So, I know land surveyors, that's not their intent to do any of these things. But the idea of trespassing and the right to allow who can and cannot go on your property should be the resident's protected right."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1241, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RIGHT OF ENTRY FOR PROFESSIONAL SURVEYORS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Amato and Pierick voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1065) recommending that H.B. No. 1201, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1201, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE POLLUTION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1066) recommending that H.B. No. 1398, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1398, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1067) recommending that H.B. No. 692, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 692, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Garcia and Hashimoto voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1071) recommending that H.B. No. 823, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 823, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Mr. Speaker, request for a ruling on a potential conflict. My cousin is the chair of the Hawai'i Correctional System Oversight Commission. And this bill deals with correctional system oversight. And the commission also submitted testimony in support of this measure."

The Chair addressed Representative Souza, stating:

"Representative, the Chair's ruling is that there is no conflict because this legislation deals with a class of individuals. So, the ruling is no conflict through *sine die* unless circumstances change."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 823, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DEATHS WITHIN THE CORRECTIONAL SYSTEM," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1073) recommending that H.B. No. 70, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 70, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Kapela voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1076) recommending that H.B. No. 1091, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 1091, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Mr. Speaker. With reservations. I am in full support of the intent of this measure. However, I take issue with the requirement in subsection (b)(1), mandating that the seller disclose all permitted and unpermitted erosion control structures, specifically on state land seaward and adjacent to the parcel. Sellers should not have to be required to disclose information regarding property that they do not own, even though these erosion structures may be known to them. The assumption that this bill makes is that the seller perhaps built the erosion control structure that is on state land adjacent to their parcel, which is not always the case.

"I understand the sentiment of this requirement. However, technically this could be problematic when a seller for any reason is simply not aware of these structures that are not specifically on their property, which could open them up to liability for lack of disclosure. The seller should already be disclosing information regarding erosion control structures that are on their land, and buyers should be doing their due diligence in this regard as well. Thank you."

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

"Mr. Speaker, in full support. I think it's a reasonable assumption that the owner of a property would be aware of erosion control measures that are property adjacent, and I think it is a reasonable requirement that they be required to disclose those structures."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1091, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY DISCLOSURES WITHIN SHORELINE AREAS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Souza voting aye with reservations, and with Representative Pierick voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1077) recommending that H.B. No. 1159, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 1159, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to this measure with a brief comment. Mr. Speaker, contrary to the name of this bill, which says relating to climate change, this is not a climate change bill. This is another way of nullifying the idea of Kaka'ako Makai and OHA building its high rise in order to get the money that it was owed from the ceded lands.

"It's a way of saying that we're going to hide behind the ghost of sea level rise and say, by the way, according to this bill, we can resite buildings that don't fit our climate change, sea level rise dimensions. It's something that we should not be behind because there's enough issues with OHA right now that we don't have to steal another way of getting their development rights put on the back burner. Thank you."

At 10:23 a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:24 a.m.

Representative Ward continued, stating:

"Thank you, Mr. Speaker. Why is Waikiki not listed in the bill and only Kaka'ako, which Kaka'ako Makai happens to be OHA, happens to have land that is now at the \$200 million mark devalued down to \$100 million. And this says, hey, by the way, this bill can tell you where you can and cannot build. Mr. Speaker, that's not fair."

The Chair addressed Representative Ward, stating:

"Representative Ward, please confine your remarks to the bill that is before us, the measure before us."

Representative Ward continued, stating:

"That is purposely confusing to me, what you just said. Having said that, Mr. Speaker, if we're going to say if you are on the ocean front, let's just not say Kaka'ako Makai oceanfront, let's say you guys in Waikiki, you better watch out. We're not going to allow you to build."

At 10:25 a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:26 a.m.

Representative Ward continued, stating:

"Mr. Speaker, I have one more comment, and that is this bill has an immediately effective upon its approval. So, there's no debate. If the House does it and the Senate does it, this baby is gone. So that's a very important thing that we should know. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1159, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE," passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Alcos, Garcia, Matsumoto, Pierick, and Ward voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1078) recommending that H.B. No. 995, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 995, HD 2, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1079) recommending that H.B. No. 167, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 167, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Conflict of interest. I'm a contractor."

The Chair addressed Representative Alcos, stating:

"The Chair's ruling is that there is no conflict because this legislation applies to a class of individuals, all contractors, so there is no conflict. This ruling remains in effect through *sine die* unless circumstances change."

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

Representative Garcia rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered." [Note: Representative Garcia later changed his vote to a no vote.]

Representative Garcia's written remarks are as follows:

"Mr. Speaker, I rise today in opposition to HB 167, which seeks to make general contractors liable for the debts incurred by subcontractors for wages due to claimants. While I understand the intention of this bill to protect workers and ensure they receive the wages they are owed, I believe that it will have negative consequences for our state's construction industry and economy.

"By making general contractors liable for the debts of subcontractors, this bill will increase the cost of construction and make it more difficult for developers to build affordable housing and other private works in Hawai'i. This is a serious concern, as our state is already facing a housing crisis, with many families struggling to find affordable homes.

"In conclusion, while I support the goal of protecting workers and ensuring they receive the wages they are owed, I believe that HB 167 is not the right approach. Instead, we should focus on policies that promote fair labor practices and protect workers' rights, while also supporting our state's construction industry and economy. Therefore, I urge my colleagues to vote against this bill. *Mahalo.*"

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 167, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WAGES," passed Third Reading by a vote of 48 ayes to 3 noes, with Representative Matsumoto voting aye with reservations, and with Representatives Garcia, Pierick, and Ward voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1080) recommending that H.B. No. 448, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 448, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick rose to speak in opposition to the measure, stating:

"No, please. It's a good idea to have children giving their input when they're requesting a restraining order on another adolescent. But I think the parents' consent would be wise in requiring a restraining order."

Representative Matsumoto 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. 448, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MINORS," passed Third Reading by a vote of 48 ayes to 3 noes, with Representative Matsumoto voting aye with reservations, and with Representatives Garcia, Pierick, and Ward voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1083) recommending that H.B. No. 650, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 650, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick rose to speak in opposition to the measure, stating:

"No, please. So, it says in the Declaration of Independence that we are to protect life. Euthanasia is an attack on life. It's in violation of the Declaration of Independence. If we look at the Hippocratic Oath, it says that we should do no harm. To do harm is to, at times, end life. And so, I believe that the euthanasia bill is in opposition of the Hippocratic Oath.

"Also, it says in Ecclesiastes, Chapter Three, that there is a time to be born and a time to die. This is God explaining his sovereignty to his people. It also says in the Book of Job, that Job was suffering, and he asked God to kill him. Like, Lord, just kill my life, it's too hard down here. And God's reply to him was that it's my job to determine the end of man. For these reasons, I vote no against the euthanasia bill."

Representative Souza rose to speak in support of the measure, stating:

"In support, Mr. Speaker. Just a point of clarification that this bill is not about euthanasia. That's a different term and a different meaning. Although this bill presents a subject that is not easy to discuss, the bottom line is that medical aid in dying is already allowed in respect to physicians. Therefore, expanding this practice to APRNs, amending the mandatory waiting period, and providing an expedited pathway for terminally ill qualified patients to bolster the sentiment of the original act so it can achieve its full potential and implementation is all that this measure purports to do. The law, as it is, presents roadblocks for some patients, and this bill will rectify these issues. Thank you."

At 10:31 a.m., Representative Matsumoto requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:32 a.m.

At this time, Representative Pierick offered Floor Amendment No. 1, amending H.B. No. 650, HD 2 as follows:

SECTION 1. House Bill No. 650, HD2, is amended by amending section 3, page 5, to insert an age requirement of 120 years read as follows:

"~~[A~~n~~]~~ Except as otherwise provided in section 327L-11(c), an adult who is capable, is a resident of the State, is age 120 or older, and has been determined by an attending provider and a consulting provider to be suffering from a terminal disease, and who has voluntarily expressed the adult's wish to die, may, pursuant to section 327L-9, submit:"

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

Representative Pierick rose to speak in support of the proposed floor amendment, stating:

"I'm in support of the amendment. I'm in opposition to euthanasia. I believe that if we were to increase the euthanasia age to 120, it would effectively disqualify this law from the state."

Representative Belatti rose to speak in opposition to the proposed floor amendment, stating:

"Thank you, Mr. Speaker. In opposition to the floor amendment. As noted by the speaker previously, this is intended to undermine the entire medical

aid in dying chapter. In addition, this amendment also undercuts the safeguards, the safeguards that were put into the medical aid in dying to ensure that this process is done with care and integrity and with dignity. Thank you, Mr. Speaker."

The motion that Floor Amendment No. 1, amending H.B. No. 650, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry.

(Main Motion)

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

Representative Ganaden rose in support of the measure and asked that the remarks of Representative Souza be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

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

Representative Belatti rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, thank you. As noted before, this is a measure that updates, after five years of the medical aid in dying chapter operating, some reasonable amendments that ensure access to a process that is highly regulated and safeguarded. We are increasing the providers to be able to allow APRNs to participate in the assessment, as well as reducing the mandatory waiting period at the discretion of the health care provider who is responsible for working with the patient on the Our Care Our Choice Act. Thank you, Mr. Speaker."

Representative Chun rose and asked that the Clerk record an aye vote with reservations 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. 650, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 43 ayes to 8 noes, with Representatives Aiu, Chun, Lamosao, and Martinez voting aye with reservations, and with Representatives Alcos, Garcia, Kila, Kitagawa, Kong, Matsumoto, Pierick, and Ward voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1089) recommending that H.B. No. 470, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 470, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MINORS," passed Third Reading by a vote of 51 ayes.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1090) recommending that H.B. No. 350, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 350, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Mizuno rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I stand in support. I'm going to explain the reasons I support this bill, along with addressing some of the questions that were voiced on this bill during second reading. Please note that I have complete respect for all colleagues and the focus is on the policy of this bill, not any member.

"The purpose of House Bill 350, House Draft 2, is to require clergy to report child abuse, even when the information is received in a penitential communication. What is a penitential communication? It means a communication, including a sacramental confession, that is intended to be kept confidential and is made to a member of the clergy.

"I wanted to thank my good friend, the representative from Hawai'i Kai, who brought up a number of questions about this bill, and I'm going to do my best to address them.

"In hearing this important piece of legislation, your Committee on Human Services, as well as your Committee on Judiciary & Hawaiian Affairs, made the appropriate amendments to provide, penitential communications shall remain confidential except when the clergy member believes that there exists a substantial risk that child abuse or neglect is occurring and it is especially heinous, atrocious, cruel, manifesting exceptional depravity, and this may occur in the reasonable, foreseeable future. I've just identified the elements of the bill and a timeframe of the bill. So, I thank my colleague from Hawai'i Kai for pressing for those answers.

"Mr. Speaker, as a person of faith, I stand candidly that I've been around some outstanding pastors. And a measure of this magnitude will definitely help to bring trust and faith back toward members of the clergy and our churches. But most importantly, this bill will protect our *keiki*. Licensed and registered professionals, teachers and employees of any public or private school, physicians, psychologists, nurses, pharmacists, healthcare workers, law enforcement, childcare providers, coaches of any public or private agency providing recreational or sports activities are all mandated to report any child abuse or suspected child abuse. So why are the members of the clergy exempt?

"Today, the House of Representatives will have the opportunity to change the clergy exemption to save our *keiki* from sexual assault and abuse. For those reasons, I support the passage of this bill. Thank you, Mr. Speaker."

Representative Souza rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Even though I am in strong support of this measure, I believe this bill does not go far enough in addressing reporting by the clergy. I understand the sanctity of penitential communications. However, protecting our children should supersede this practice and no exception should exist.

"This bill requires that the clergy need only report child abuse or neglect that may occur in the reasonably foreseeable future if it is especially heinous, atrocious, or cruel, manifesting exceptional depravity, which means a conscienceless or pitiless crime which is unnecessarily torturous to a victim, which can be found in HRS 706-657. However, meeting this threshold may be problematic and discretionary. Our duty is to protect our *keiki* at all costs, and this bill, as it is written, is the first step in doing so. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 350, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE REPORTING," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Garcia voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1091) recommending that H.B. No. 1319, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1319, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Garcia, Matsumoto, and Ward voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1092) recommending that H.B. No. 1154, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1154, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GUARDIANSHIP," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Hussey-Burdick and Kapela voting no.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1093) recommending that H.B. No. 1336, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 1336, HD 2 pass Third Reading, seconded by Representative Morikawa.

At this time, Representative Ward offered Floor Amendment No. 2, amending H.B. No. 1336, HD 2 as follows:

SECTION 1. House Bill No. 1336, HD2, is amended as follows:

1. Inserting a new section on after section 11 on page 22 to amend HRS §804.9.5 relating to unsecured bail; and
2. Amending the section numbers after the new insertion of section 12 to proceed accordingly.

Representative Ward moved that Floor Amendment No. 2 be adopted, seconded by Representative Pierick.

Representative Ward rose to speak in support of the proposed floor amendment, stating:

"Mr. Speaker, I rise in support of the amendment. A very simple amendment. Mr. Speaker, in the context that we've been talking about, no cash bail, this amendment is simply one word that is in already an existing statute. It says that the Judiciary shall allow the indigent, the poor, those who don't have the money to make bail, and they have to go to jail. It says they sign a promissory note that is an IOU, and that's all the amendment is about.

"It's something where we've had cash bail. We had the governor doing a bill that everybody loved, and then he vetoed it. The mayor got involved. And there's a plethora of no cash bail going on in the mainland. This simply came up in 2019. I want to thank Kat Brady publicly for bringing it to my attention. It's already on the books. It says, if you don't have the money, just sign your name. If you show up in court, they rip it up and it's finished.

"Mr. Speaker, this is a very simple amendment. It's a no brainer. It says instead of may, and I don't know why the Judiciary hasn't utilized it, why the judges are ignoring it, and maybe they don't know about it. But I hope that this will bring it to their attention and to know that that is already on the books, and this is a bill that it's inserted to bring to their attention. For those reasons, Mr. Speaker, I hope we have no cash bail *vis-à-vis* this IOU promissory note."

Representative Tarnas rose to speak in opposition to the proposed floor amendment, stating:

"In opposition to this floor amendment. Thank you very much. This floor amendment is requiring the court, saying the court shall order the defendant released upon an execution of an unsecured financial bond for all or part of the bail amount by the defendant. The whole effort of this bill, the underlying bill itself, is to be permissive, to give more discretion to the court. And I will speak to more of the details on the bill when we come to the main motion.

"But this floor amendment actually runs counter to what the purposes of the bill itself, because it is tying the hands of the judges and compelling them to use this one particular means. So, I urge the members to vote against this floor amendment. Thank you."

Representative Ward rose to respond, stating:

"Mr. Speaker, in favor of the amendment. I find it rather strange that if you're a judge and you say you've got to go to jail or sign this promissory note, that that's being unkind or giving a lack of options to those who are indigent. Mr. Speaker, you know we have over 50% of our families are ALICE families. They don't have enough money to survive. And those who go to jail are generally those who don't have the money.

"This is a no brainer to say it's not going to cost us anything. But if you show up to court, this is simply a disciplinary matter. And the judges are basically psychologists, so to speak, in terms of what best to do to turn the person around. So, to say it's unkind for the judge to give an opportunity to sign a promissory note versus, hey, you're going to go to jail because you don't have any money, that doesn't make sense, Mr. Speaker. For those reasons, this is a very simple thing that we need to get on the books and ask, with shall, that the judges will do this for the sake of the poor in the State of Hawai'i. Thank you."

The motion that Floor Amendment No. 2, amending H.B. No. 1336, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL JUSTICE REFORM," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry.

(Main Motion)

Representative Tarnas rose to speak in support of the measure, stating:

"Thank you, in support. The main goal of this bill, and I want to thank the introducer, the representative from Kalihi, for his hard work on this. We're adopting the best practices from throughout the country on how to improve our pretrial detention practices within the State of Hawai'i.

"The representative from Kalihi attended a series of presentations and workshops, run by the National Conference of State Legislatures, in order to learn about best practices from across the country. This bill is the product of that work.

"And I recognize some members might feel uncomfortable with some of the things that we're talking about here and the recommendations. But this is a big paradigm shift. So, I can understand their discomfort and I think whatever reservations they have about this bill, that's okay. I think it will improve the bill as it goes forward.

"The main goal of this bill is to reduce the number of unnecessary arrests made in criminal cases to reduce the overcrowding of our correctional facilities. And it's done by authorizing a 48-hour grace period after a missed initial court appearance. This is to standardize the current practice of continuances that many judges already grant. This will also be done in conjunction with another bill that we have, which authorizes the Judiciary to send text messages and emails to remind people that they should show up at court.

"The other thing this bill does, it authorizes officers to issue citations in lieu of making certain arrests. This bill deals only with misdemeanors, Mr. Speaker. So that means only nonviolent crimes are eligible for the provisions in this bill. Most of the provisions pertain to pretrial detainees and not those who have been adjudicated. The provisions relating to drug testing do apply to parolees, but often they have been adjudicated for a different crime and then rearrested for a failed drug test. So, this bill helps to keep them out of jail as well.

"This bill also makes meaningful reforms to the determination of eligibility for pretrial release and promote greater fairness and equity in the criminal courts by doing a number of things. Let me just mention and highlight a few. It requires that copies of the bail report be provided to the parties, including the defendant's counsel, no later than the commencement of the bail hearing. It requires that bail be set in an amount affordable to the defendant under certain circumstances. It prohibits the denial of pretrial release based solely upon certain factors, such as the defendant's first positive test for drug use. It requires automatic issuance of no contact orders in assaultive cases. It prohibits a defendant from being arrested for a violation of conditions of release solely because the defendant had one positive drug test. It requires the prosecution, with respect to sanctions for violations of conditions of release, to prove by a preponderance of the evidence, based on certain specified criteria, that the defendant intentionally or knowingly violated reasonable conditions of release. And the last one I want to highlight is that a law enforcement officer issuing a citation in lieu of arrest must find and be reasonably satisfied that the person poses no significant danger to a specific or reasonably identifiable person or persons.

"This bill does a number of different things. I will leave it to the introducer to expound upon this further. But I urge all members to support this very important bill in adapting pretrial best practices to the State of Hawai'i. Thank you, Mr. Speaker."

Representative Ganaden rose to speak in support of the measure, stating:

"Mr. Speaker, in support. It's become the fashion this year to mention religion. So, I'll just share something that was told to me when I was a kid. I was told to act as if you had faith, and faith will be given to you. So, I'm acting. And as an act of that faith, I suppose in democracy, this bill is the work of many hands, in coordination with the chairs of Corrections, Military, & Veterans Affairs and Judiciary, through a state-sponsored bipartisan fellowship with the National Coalition of State Legislatures, the

MacArthur Foundation, utilizing best practices from other states, and most importantly, existing court procedures that have been in effect in Hawai'i for decades.

"What is presented is not new. The Legislature ordinarily abhors an omnibus. I understand why. But that is what is necessary here. Mr. Speaker, the right to be free pending a trial on the merits of a criminal case is enshrined in our federal and state constitutions. For the last several decades, we have used pretrial incarceration in Hawai'i as a means to prevent future crime and to punish defendants.

"The first reason, preventative detention, that's valid. But punishment without a trial is a violation of human rights, as we have argued internationally. The federal courts have essentially abolished bail, instead holding defendants only if they are a danger to themselves or others or are a flight risk.

"The intent of this bill is to decrease crime through proven methods. Section two of this bill allows, but does not force, a judge to offer a defendant a continuance for 48 hours to appear for a pretrial hearing. Regular working people with nonviolent charges have issues with lack of reliable transportation, the inability to find childcare, or simply losing track of dates. They miss court appearances often.

"The courts, without our help, have expanded hearings significantly during COVID to utilize Zoom and other technologies. I would like myself, Mr. Speaker, and many others to think of how we were reminded when to go to the dentist, or pay your phone bill, or file your ethics forms. For nonviolent petty misdemeanors and misdemeanors, court dates are important. However, allowing an individual to essentially reschedule without being incarcerated is an important and often used option. This practice is not codified. Judges are not rubber stamps. This legislation allows courts to refer to the code to give guidance.

"Mr. Speaker, section four allows, but does not force, county police officers to have discretion in giving citations, essentially tickets with an order to appear instead of arrests for nonviolent petty misdemeanors and misdemeanors. The Honolulu Police Department has come out in support of this, as an arrest for a minor nonviolent charge entangles an officer for hours, ratchets up the danger of an interaction, and means an officer is unable to assist in other more serious offenses that arise during a shift. This has become the practice, at least here on O'ahu, but without guidance from the Legislature.

"It is important to note that arrests for minor crimes do not lead to a lower crime rate. Sweeping arrests and arrest-heavy policies do not solve issues related to mental health or homelessness. Citations have been studied internationally and nationally. They save time, increase law enforcement efficiency, enhance community police relations by reducing the ill will that results from unnecessary arrests. And importantly, Mr. Speaker, reduces taxpayer jail costs and overcrowding.

"Section eight amends the Hawai'i Revised Statutes to align with the modern use of the terms of bail. A task force convening prosecutors, defenders, the courts, the Office of the Attorney General, and numerous others, including the vice chair of Judiciary, suggested simple amendments to the code five years ago. These amendments protect victims by codifying the practice of issuing automatic stay away orders in cases involving alleged physical or sexual assault. It also codifies the practice in drug court, veterans court, in women's court, in which one positive drug test does not automatically trigger an arrest.

"Section 13 allows the discretion, not yet codified, to order a defendant to undertake a substance abuse assessment. Mr. Speaker, we collectively now know much more about the way addiction and mental health operate than we did 50 years ago at the onset of the war on drugs. There are several other measures that our body, the federal government, and the counties have adopted that advance drug treatment facilities, triage centers, and housing for those who are recovering from addiction."

Representative Mizuno rose to yield his time, and the Chair "so ordered."

Representative Ganaden continued, stating:

"Mr. Speaker, the law needs to catch up. Pretrial incarceration and monitoring for continued drug use is still an option for courts. This just honors what we now know about addiction in the 21st century.

"Mr. Speaker, I think that we should remember the Legislature of 1993 and '94 in which inaction led to a federal court case and federal oversight of the Department of Public Safety and contracts with private prisons to reduce overcrowding that we still have.

"Mr. Speaker, I think we should also remember our collective experience from just last summer in which years of inaction at the Legislature led to a Supreme Court case which caused near disarray in the way defendants are charged with serious crimes and a request by all county prosecutors to call a special session. To the extent possible, Mr. Speaker, these sorts of situations can and should be avoided with best practices."

Representative Alcos rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm in opposition on this. Safety should be the most important thing for our families, for our community, even for our state. And the reason why these bills are coming out is because it's overcrowded on jail. We don't want to hold prisoners or convict low crime. But this is danger to our society. It's increasing more crime on our street. So, we need to protect our families. And I'm opposed on this bill. Thank you."

Representative Holt rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Mr. Speaker, this bill authorizes a grace period of 48 hours after an initial missed court appearance. And as I had mentioned in the Judiciary hearing, I believe that part of my job is to be a good example for our community, especially our *keiki*. And what kind of example are we sending to them if we're telling them that court is not important and you can show up 48 hours later.

"The public defender's testimony in support refers to making an honest mistake or a family emergency. However, the bill does not mention any of this, it just gives a blanket 48-hour exemption for anybody. Proponents say that this is best practices from rural states around the country. I believe those states may be red states in the middle of America. So, I don't know how relevant those lessons we learn from those rural states are valid here.

"Also, our rural courts are on the neighbor islands. And in the testimony, we've learned that they only operate once or twice a week. And when I had asked them how they would practically administer this measure, nobody had any answers.

"Also, just to note that the Judiciary who would have to administer these new changes is in strong opposition. In fact, from their testimony, 'The Judiciary strongly opposes this section of the bill as untenable and disruptive to daily court operations. This proposed legislation disregards the function of the court and disrupts the orderly judicial process, and detracts from the serious nature of court proceedings. The court is an institution based on rules and procedures. For every hearing, the court provides notice to the litigants and counsel based on established rules. Court calendars exist for a reason. Hearings are intentionally scheduled in advance to provide the judge and staff time to adequately prepare,' which, by the way, this measure makes police officers be judges on the spot without having time to adequately prepare.

"Such a scheduling system is vital to maintaining an organized and thoughtful judicial process. Permitting defendants to suddenly appear for their court hearings without notice to the court and parties disrupts this system. This bill forces courts to accommodate walk-ins and requires prosecutors and defense counsel to be on standby at every courthouse. There are insufficient resources for such accommodations."

"The testimony alludes to what I'm saying, Mr. Speaker. Should we let kids go to school whenever they feel like it or take the test whenever, 48 hours after it's initially scheduled?

"There's another section which creates a rebuttable presumption, and I'm not a lawyer, so I had to take the word of the Hawai'i County prosecutor's office and all the other prosecuting offices which were in opposition. And they say, 'creates a "rebuttable presumption" that a defendant is entitled to

release on recognizance or supervised release.' So, on the spot, the police officer already is leaning towards releasing the person. 'The burden is then placed upon the prosecution to establish by clear and convincing evidence that release would be inappropriate based upon certain criteria... Presumption of release mandates like these further decrease the public's trust and confidence in our criminal justice system.'

"Mr. Speaker, speaking of remembering what happened last summer, we did pass a measure similar to this, which did subsequently get vetoed by the governor, and I took lots of flack in my community for it. I was asked many times. In fact, when this bill was brought up in front of our neighborhood board a few weeks ago, it was faced with heavy opposition. Only opposition.

"And I'll just end with the prosecuting attorney of the City and County of Honolulu, because my community is looking for increased safety, Mr. Speaker, not to be letting more people out on the streets after they commit these offenses. And the City and County of Honolulu states that, 'we urge the committee to maintain the current safeguards that are used to assess a pretrial detainee, and allow our courts to continue to consider each defendant's circumstances and background on a case-by-case basis. Not only does this provide the best opportunity for the court to consider each person's potential for dangerousness, obstruction of justice, witness tampering and other illegal activity, it also provides the best opportunity for courts to determine if and how to safely release an individual back into the community.'"

Representative Gates rose to yield his time, and the Chair "so ordered."

Representative Holt continued, stating:

"So, Mr. Speaker, I understand we have a jail overpopulation problem, but our community is looking to me for more safeguards, not to relax the safeguards. And if we need more space in jails, then maybe we should build a new one. Thank you, Mr. Speaker."

Representative Pierick rose to speak in opposition to the measure, stating:

"In opposition. I'd like to have the words from the representative from Kalihi adopted as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Pierick continued, stating:

"I'd also like to point out to the body a few examples of misdemeanors. So, these are things that if occurred or if experienced by a citizen of Hawai'i, they wouldn't have to go to jail now. That is, disorderly conduct, simple assault, harassment, trespassing, theft. Have these things become irrelevant? Driving under the influence of alcohol or drugs, reckless driving, possession of marijuana, resisting arrest. So, if we resist arrest, now we can't get arrested? Violation of a restraining order. Indecent exposure. Have clothes become irrelevant? Vandalism or criminal property damage, prostitution or solicitation of prostitution.

"I think the person or the group that has the most *akamai* in this conversation is the police. Let's see what the police have to say on this issue. 'Our officers are on the front lines battling crime 24 hours a day, seven days a week, 365 days a year. We know who the habitual criminals and repeat offenders are who we arrest repeatedly, just to see them set free without any consequences. The rate of certain types of criminal activity, including violent crimes, have jumped over the last several years. The homicide rate is more than double the rate from 2021 and going back to 2017. Robberies and auto thefts have also leaped to their highest levels in over five years. Passing over the needs of victims of these crimes in our community, this bill arbitrarily emphasizes the need to address life disruption and bias experienced by those arrested and positions bail reform as the way to address it and solve prison overcrowding. But we ask at what cost? Our community cannot afford the consequences of this bill.'

"I think if the police say this is a bad idea, and this is a bill to address what the police are doing, we must listen to them. Thank you."

Representative Perruso rose in support of the measure and asked that the remarks of Representative Tarnas be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. In a summary statement, I would say this is part of the series of get out of jail free that has been sweeping the mainland. And I think some people in this body feel like that's the best way to do it in order to save money, not save safety, but to save money.

"Lastly, I would say, may I have the remarks of the representative from Downtown as my own, except take away the red states and say the blue states where most of these get out of jail free things are occurring. Thank you," and the Chair "so ordered." (By reference only.)

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, in support. We should be reminded that approximately 40% of the people who are in jail have violated supervision or awaiting trial. These pretrial people number over 1,000 year after year after year. They are not convicted. They haven't even gone to court. But they are in jail at the cost of what is equivalent to an Ivy League tuition and room and board. So, I urge support for this item. Thank you."

Representative Garcia rose to speak in opposition to the measure, stating:

"In opposition. Thank you, Mr. Speaker. A lot was mentioned, and I agree with them, for those who are against the bill, so I'll save my comments. But the term was mentioned, best practices. This isn't best practices. This is bad practices. And it mentions that this is only focusing on misdemeanors, nonviolent offenses. Promoting pornography for minors, possession of a child-like sex doll, criminal trespassing, negligent homicide. I'm sorry, but this is a soft on crime bill. And the people of Hawai'i have spoken loud and clear this last election that they just don't feel safe. And so, we pass bills like this, and last year no bill, making our streets more and more unsafe. So, no vote, thank you."

Representative Matsumoto rose to speak in opposition to the measure, stating:

"In opposition and a brief comment. I have surveyed my district for the last 10 years. And every year we ask, what is the biggest issue facing our community, what is the biggest issue facing our state? For the first eight years, crime was not even in the top five. Last year, crime was number one, and this year crime was number two. This is a huge concern for our districts and for our communities. And I think it's something that we really need to look into further as we move forward if this bill is going to pass today. Thank you."

Representative Kila rose to speak in opposition to the measure, stating:

"In opposition, Mr. Speaker. I appreciate the comments given from our Judiciary chair and the representative from Kalihi, and I hope and envision that maybe one day we can move towards this system. But at this time, when the residents are asking for us to come a little bit harder on the issues we are facing, this is the reason for my opposition. *Mahalo*."

Representative Takayama rose to speak in support of the measure, stating:

"Mr. Speaker, in support. We've all heard in this chamber and in our communities the fact that our correctional facilities are overfilled beyond capacity. We also have all heard the concerns from our neighbors about crime in our communities.

"This measure addresses both issues by ensuring that those who are in jail and who are in prison are those who are awaiting trial for the most serious crimes. The repeat offenders, those who have used or threatened violence against our fellow citizens. Those are the ones who should be and would have space for in our in our jail while they await trial. And this bill does so by ensuring that those who are unable to afford bail, simply for the reasons of poverty, are not the ones who are sitting in jail awaiting trial. For those reasons, I asked my colleagues to support this measure."

Representative Aiu rose to speak in opposition to the measure, stating:

"In opposition, permission to enter the comments from the representative from Palama into the Journal as if they were my own, with the exception that I am an attorney and I do understand what a rebuttable presumption is. Thank you, Mr. Speaker," and the Chair "so ordered." (By reference only.)

Representative Kapela rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I would just like to adopt the words of the chair and the vice chair from Judiciary into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Todd rose to speak in support of the measure, stating:

"Thank you, in support. I share many of the concerns and I'm hopeful that as this progresses through the legislative session, that specifically some of the violence-adjacent crimes are addressed and maybe carved out. But as a model, I think it's generally a good idea to relieve some of that burden.

"And I think it's also worth noting that there's a lot of evidence that just even a brief stint of incarceration, much less prolonged, can actually make someone more likely to re-offend in the future. So, there may be the opportunity where this could actually potentially reduce crime in the long run, provided that we make some of those carve outs down the road prior to passage. I think I would be generally supportive.

"And I think it's also worth considering that, generally speaking, crime is declining nationwide and has been for the last 30-plus years, pretty much the entire length of my very, sometimes it feels young life, maybe not today. So, while we're categorizing crime trends, it's valuable to keep in mind that the recent uptick may have more to do with the COVID pandemic, because we've seen this uptick everywhere and we're starting to begin to see a subsequent decline. So, just worth considering while we're making these decisions that, generally speaking, crime has been declining, even though attention on crime has been increasing. And I think it's worth collecting data over the next few years to see if our crime rates continue to fall back to prior trends or if the trend we're seeing over the last two to three years is something indicative of a larger social and societal shift. Thank you."

Representative Souza rose to speak in opposition to the measure, stating:

"In opposition. Can you please enter the words of the representative from Moanalua into the record as my own with the same caveat. Thank you," and the Chair "so ordered." (By reference only.)

Representative Matayoshi rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. I think we did not learn the lessons of last year when this bill came up. Specifically, the exclusive nature of these. There are certain misdemeanors that I think should probably be excluded because they are more violent adjacent to it. That came up very, very late in testimony after the bill passed this body and went to the governor, but I do think that they had a point.

"Instead of using exclusive language, though, I think we need to be using inclusive language and specifically identify what crimes should fall under this bill and thereby excluding all others, not creating certain exemptions that are up for debate or interpretation.

"The other portion of this bill that I have concerns about is the language being inserted to require that in order to deny bail, that now a significant danger must be shown and danger to a specific person or persons. That, I think, is too restrictive. And if someone is showing themselves to be a danger to someone, not just a specific person, then bail also should be considered to be denied. Thank you."

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

Representative Chun rose and asked that the Clerk record an aye vote with reservations 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. 1336, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL JUSTICE REFORM," passed Third Reading by a vote of 32 ayes to 19 noes, with Representatives Chun and Hashimoto voting aye with reservations, and with Representatives Aiu, Alcos, Garcia, Gates, Holt, Kahaloa, Kila, Kitagawa, Lamosao, Lowen, Matayoshi, Matsumoto, Nishimoto, Pierick, Quinlan, Sayama, Souza, Tam, and Ward voting no.

At 11:14 a.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 192, HD 2
 H.B. No. 1340, HD 2
 H.B. No. 378, HD 2
 H.B. No. 187, HD 2
 H.B. No. 975, HD 2
 H.B. No. 1241, HD 2
 H.B. No. 1201, HD 1
 H.B. No. 1398, HD 1
 H.B. No. 692, HD 1
 H.B. No. 823, HD 2
 H.B. No. 70, HD 2
 H.B. No. 1091, HD 2
 H.B. No. 1159, HD 2
 H.B. No. 995, HD 2
 H.B. No. 167, HD 2
 H.B. No. 448, HD 2
 H.B. No. 650, HD 2
 H.B. No. 470, HD 2
 H.B. No. 350, HD 2
 H.B. No. 1319, HD 2
 H.B. No. 1154, HD 2
 H.B. No. 1336, HD 2

At 11:14 a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:28 a.m.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1094) recommending that H.B. No. 848, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 848, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INSTITUTE FOR MARINE BIOLOGY," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1095) recommending that H.B. No. 1408, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1408, HD 3, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL EQUITY," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1096) recommending that H.B. No. 485, HD 2, as amended in HD 3, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 485, HD 3 pass Third Reading, seconded by Representative Morikawa.

Representative Garcia rose to speak in opposition to the measure, stating:

"In opposition. I just want to reiterate that legal documents ought to report accurate information, and allowing someone to change their gender to a preferred one is not accurate information."

Representative Tam rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Marriage certificates are important legal documents necessary for a number of different affairs, both legal and financial. These certificates are needed for sharing health and other insurance benefits, applying for a loan or mortgage, filing taxes, arranging property succession or retirement benefits to a spouse, giving tax free gifts to a spouse, custody changes, international travel, amongst many others.

"There are other avenues in Hawai'i that allow for an individual to change their names and gender on their driver's licenses, birth certificates, and other legal documents. But as of now, there is no way to update a marriage

certificate to reflect someone's preferred name or gender identity. This could cause legal and clerical issues if these documents do not match up.

"The only way for an individual to change and correct their gender or sex identifier on a marriage certificate is by legally filing for divorce and remarrying for a new certificate. This is costly, emotionally distressing, and will unnecessarily raise Hawai'i's divorce rates.

"Marriage is sacred and an expression of an individual's love for and commitment to one another. It is disheartening that couples who have made it through the often difficult journey of a transition aren't allowed to have their truth reflected on their marriage certificates. People should have the opportunity to have this important document reflected of their true current selves. People should not have to be misgendered or deadnamed on a legal and highly personal and sentimental document. The advocates for this bill are asking for dignity and respect, and the Legislature should pass this bill granting that. Thank you."

Representative Pierick rose to speak in opposition to the measure, stating:

"In opposition. Gender is binary. I'm going to get graphic. Males have a penis and women have a vagina. If somebody undergoes sex change surgery, if they're buried and they're excavated, their bones stay the same surgery. God said in Genesis 1 that he made mankind in his image, male and female he created them. There's only two genders. And if we're trying to share with people that you can change your gender, we are deceiving them."

Representative Perruso rose to a point of order, stating:

"Point of order. The previous speaker is conflating sex and gender and I would like the record to reflect that."

Representative Pierick rose to respond, stating:

"In opposition. I can give the same speech again if everyone would like, but just use the word 'sex.' They're the same thing."

Representative Alcos rose to speak in opposition to the measure, stating:

"Mr. Speaker, I oppose this bill. Again, that my community that I represent in our area mostly believe that there should be only two genders, male or female. And I don't feel that in a marriage, on your birth certificate, it says when you get born, they recognize your gender right away, right from birth. Right the day, the minute of. They see what you have and that's your identity. You can't change your identity when you get married. So therefore, I oppose this bill. Thank you."

Representative Ichiyama rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. I wanted to let the members know that I introduced this bill on behalf of my constituents. This is not a hypothetical situation. This affects real people and real lives. My constituents are able to change their name, amend their birth certificate, get a new driver's license, but not update their marriage certificate. To me, this is one of the last few statutes relating to government documents that should be updated to reflect our changing society.

"I wanted to thank the Equality Caucus for adopting this measure as a part of its caucus package. I also wanted to share my appreciation with the Health, Judiciary, and Finance Committees for hearing this measure and moving it forward on behalf of my constituents. This bill tells not only my constituents, but the rest of the community, that we see them for who they are, we accept them, and that their relationship is valid under the laws of the State of Hawai'i. Thank you."

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

"In strong support. I wanted to first thank the introducer of this bill, not just for the pragmatic implications and the positive impact it will have on her constituents, but also because it allows us to have this very important conversation around sex, gender, and identity. And I do think it's important to clarify that sex is biological, gender is socially constructed. And that's a very important distinction. And I hope that moving forward in our legal work, we can be very clear about that distinction."

Representative Garcia rose to respond, stating:

"Second time in opposition. Thank you. For thousands of years, sex and gender has been the exact same thing. There's male and female, period. The previous speaker mentioned changing things to fit their truth. If we're going to allow people to change legal information on legal documents to fit their version of truth, should we allow name, name changes are allowed. Shall we allow age changes, address changes, race changes, hair color changes, eye color changes? No, because you can't change what's truth. This is a legal document, it should report accurate information."

Representative Marten rose to speak in support of the measure, stating:

"Thank you. In strong support. I want to thank the introducer of this bill. And I also wanted to have the words of the representative from Waikiki adopted as my own," and the Chair "so ordered." (By reference only.)

Representative Hussey Burdick rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I wanted to let the record show that sex and gender are both nonbinary, with around 1.7% of the population born with intersex traits and many are found by doctors later in life to have traits that they didn't originally know. And I would like the words from my floor comments on the 14th on this bill to be inserted into the Journal again," and the Chair "so ordered." (By reference only.)

Representative Sayama rose to speak in support of the measure, stating:

"In support with brief comments. I'd like to note that there have been many changes over the past thousand years, both socially and legally. Not to name a few, but to first of all, women weren't able to engage in our civic procedures. Persons of color were treated as property. These were truths back then. Things have changed for the better and we are still working on them. And this bill, thanks to the introduce of the bill, pushed that forward and makes it clear in the State of Hawai'i that you are accepted. And I just want to again urge the body to vote in support. Thank you."

Representative Souza rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Thank you to the introducer for this bill. And also, allowing a change on a marriage certificate of bride, groom, partner, or spouse is fine by me. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 485, HD 3, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Alcos, Garcia, Matsumoto, and Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1102) recommending that H.B. No. 244, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 244, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAREER AND TECHNICAL EDUCATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1103) recommending that H.B. No. 850, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 850, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1106) recommending that H.B. No. 540, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 540, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Ward rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. This bill is free lunches. My concern is that this is indicative of the need to diversify the economy. We have free breakfasts, free lunches, because we don't have enough money in families that they can afford to do this, Mr. Speaker. These are the ALICE families that I'm referring to. Those that are over 50% of the population who are asset limited, income challenged, and they're working, they're employed.

"It's like, as I mentioned before on the floor, it's like having eight kids. Three of them you can feed, two are on rations, and then the others are on SNAP and other government programs. If we can't afford families with an income to feed their families, Mr. Speaker, we're derelict in our duties. This is why we have to diversify the economy, we have to create good jobs and high paying jobs. And this is just a reminder of it. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 540, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Garcia and Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1109) recommending that H.B. No. 503, HD 2 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 503, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Lamosao 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. 503, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPUTER SCIENCE EDUCATION," passed Third Reading by a vote of 48 ayes to 3 noes, with Representative Lamosao voting aye with reservations, and with Representatives Aiu, Kila, and Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1112) recommending that H.B. No. 306, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 306, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ORNAMENTAL GINGER," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1114) recommending that H.B. No. 971, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 971, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick rose to speak in opposition to the measure, stating:

"In opposition. This bill is designed to provide bailout for a company that goes under. I don't believe the government should be feeding tax dollars to failed economies or failed businesses. If I start a business and I fail, I wouldn't expect my neighbors to pay taxes to rescue my business."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 971, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1119) recommending that H.B. No. 1373, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1373, HD 2, entitled: "A BILL FOR AN ACT RELATING TO

WORKFORCE DEVELOPMENT," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1121) recommending that H.B. No. 567, HD 2 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 567, HD 2 pass Third Reading, seconded by Representative Morikawa.

At this time, Representative Ward offered Floor Amendment No. 3, amending H.B. No. 567, HD 2 as follows:

SECTION 1. House Bill No. 567, HD2, is amended as by amending section 9, line 2 to read as follows:

"SECTION 9. There is appropriated out of the general revenues of the State of Hawaii the sum of \$600,000,000 or so much thereof as may be necessary for fiscal year 2023-2024 for the purposes of Act 279, Session Laws of Hawaii 2022; provided that any moneys not encumbered for specific purposes shall lapse to the general fund on June 30, 2025."

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

Representative Ward rose to speak in support of the proposed floor amendment, stating:

"Thank you, Mr. Speaker. Support of the floor amendment. The purpose of the floor amendment is to safeguard the \$600 million which we have passed and promised to the Hawaiians. Like many of us in this chamber last session, we sang the praises of the positive nature of this. We virtue signaled how good this was going to be for the Hawaiian community. I was one of those.

"But, Mr. Speaker, when I saw this bill, I saw a blank where in effect the \$600 million, we backed out because we only gave them a short period of time to implement it, and then to put it back in, it was blank. So, Mr. Speaker, this amendment simply puts in a dollar amount of \$600 million of which we promise legally past that we would give the Hawaiians.

"Now, I know then some would say, well, they've already spent \$19.6 million. Well, let's give them another \$19.6 million. After 100 years of only having 9,800 homes, 28,000 on the waiting list, it's about time we top off, if you will, Mr. Speaker. So, the point is, this is to do what we did last year, \$600 million in not leaving it blank. So, between the House and the Senate, we can do some horse trading."

Representative Hashimoto rose to speak in opposition to the proposed floor amendment, stating:

"Thank you, Mr. Speaker. In opposition. I think when you take a look at this bill, it's a simple bill to allow some of the things that the Department of Hawaiian Home Lands wants to do. And I think when we took a look at this bill, we needed to really try and figure out how to ensure the \$600 million would be available. And I think when you take a look at the provision that this floor amendment tries to fix, it's actually really defecting the bill. Because the way that we are trying to move this bill along is we're not sure how much money is actually needed to reappropriate.

"So, essentially what our original bill does is force lapses and reappropriates the funds. So really what you have to do is you have to minus out how much money they've already spent, which at this date, it's about \$23 million. By the time we get to the end of session, it's probably going to be more, maybe upwards of \$50 million, and you're going to have to minus that out and put it back into the bill to reappropriate the funds to ensure that they have the funding available to use for the allotted period of time that DHHL wishes to have it.

"So, I think this amendment doesn't follow the intent of what the Department of Hawaiian Home Lands actually wants. So, I ask the body to vote it down. Thank you."

Representative Ward rose to respond, stating:

"Mr. Speaker, I would just add a note that if in effect we've spent \$20 million or whatever, I would give the honorable gentleman from Maui the amendment to change it, put \$580 million if that's the case.

"But the point is, don't leave it blank to do horse trading between the House and the Senate. We cannot risk that. This is where the genuine sense of commitment to the Hawaiian people of \$600 million is what this bill is all about. It's not about personal things. It's about what the community has waited for 100 years to build the houses with 28,000 on the waiting list. Mr. Speaker, that cannot be overemphasized.

"We shouldn't be nickeling and diming this thing. We should say, here's the money. We're not going to change it. We're going to fill in the blank and we're going to do it now, and you don't have to worry about when the House and the Senate go horse trading. That's simply all we want to do, is to say this is a commitment, we're keeping our word. Thank you."

The motion that Floor Amendment No. 3, amending H.B. No. 567, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representative Lowen being excused.

(Main Motion)

Representative Holt rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. And first, I'd like to give great thanks to the Housing chair for doing a lot of work on this measure to help the department responsibly spend the \$600 million we appropriated last year. I do appreciate the representative from Hawai'i Kai is concerned for making sure we spend this responsibly.

"And, Mr. Speaker, because of your foresight in introducing HR 10 and creating that working group, which the representative from Hawai'i Kai is a part of, we also did have a meeting yesterday and the Housing chair did lay out to us all of the information which he just explained again about spending the money. And side note, they're doing a good job at spending the money. So, we will keep on top of that and make sure it's spent well. Thank you, Mr. Speaker."

Representative Kahaloa rose in support of the measure and asked that the remarks of Representative Holt be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Kila rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. It's measures like this that we have passed out through the Housing Committee that will help Native Hawaiians succeed here in Hawai'i, keeping us on the land. So, I appreciate the introducer. I appreciate the Housing chair for doing the measure, and thank you to the body for the support of this."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 567, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1124) recommending that H.B. No. 88, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 88, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL EROSION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1127) recommending that H.B. No. 203, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 203, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

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

Representative Aiu rose and asked that the Clerk record an aye vote with reservations 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. 203, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Aiu, Garrett, and Kila voting aye with reservations, and with Representatives Kapela and Tam voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1130) recommending that H.B. No. 755, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 755, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

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

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

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

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

Representative Kahaloa 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. 755, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC NUISANCE SPECIES," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Aiu, Chun, Garrett, Kahaloa, Lamosao, and Takenouchi voting aye with reservations, and with Representatives Kila and Kong voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1131) recommending that H.B. No. 756, HD 2 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 756, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Mr. Speaker, if you're a beachfront owner, this is a super bill for you. This bill, because of sea level rise, will allow you to move your house to an inland safe place which has a relocation fund in the bill. It has a way of getting land trade exchanges. So, if you're a millionaire on the beach, you're in great shape.

"If you're Hawaiian on the beach, Mr. Speaker, and you have no home, you have no relocation, this is a smack in the face. I hope you don't cut that out. This is an unfair bill, Mr. Speaker. It gives priorities to those who can afford to move on their own, but yet those who cannot afford are not given any sense of relocation. We have Hawaiians living on the beach. How many Hawaiian homes have we got for those? Well, there's 28,000, probably a good share of those on the beach.

"The point is, Mr. Speaker, this is a bill that really differentiates in an unfair way. If you've got the wherewithal to be on the beach, we're going to help you because of sea level rise, but if you're on the beach out of homelessness, we have no way to help you. For those reasons, Mr. Speaker, I'm not sure where this bill came from or where it's going, but it's using the sea level rise issue as another excuse for, I don't want to be called out of

order, for denigrating a particular group of people who live on the beach, but they don't have anything over their heads. How's that for a euphemism? Thank you."

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

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

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

"Ruling on a potential conflict. This could affect my family home."

The Chair addressed Representative Matsumoto, stating:

"The Chair's ruling is that there is no conflict because this measure affects a class of individuals and homeowners. The ruling remains in effect through *sine die* unless circumstances change."

Representative Matsumoto continued to speak in support of the measure with reservations, stating:

"So, with reservations, please. And I think one of my reservations with this bill is the part with eminent domain. I think there's a lot that we need to look. This is, of course, an issue. We're seeing it all across North Shore, my former district. But I do think we need to look at all of the specifics in the bill and the three different ways that we're trying to address this."

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

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

Representative Amato 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. 756, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Alcos, Hussey-Burdick, and Matsumoto voting aye with reservations, and with Representatives Garcia, Kapela, Peruso, Pierick, Poepoe, and Ward voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1133) recommending that H.B. No. 952, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 952, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick 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. 952, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NATURAL RESOURCES," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Garcia and Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1134) recommending that H.B. No. 993, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 993, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick rose to speak in opposition to the measure, stating:

"No, please. This bill would be using tax dollars to study the weather, to study climate change. I believe the private sector can best use their resources to study the weather and then we can just ask them for a copy and save tax dollars."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 993, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SEA LEVEL RISE ADAPTATION," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Garcia and Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1138) recommending that H.B. No. 1394, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1394, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1140) recommending that H.B. No. 1089, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1089, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A STATE BOATING FACILITY LEASE PILOT PROGRAM," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Hussey-Burdick, Kapela, and Tam voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1141) recommending that H.B. No. 1101, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 1101, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, this is the stormwater drain bill. In opposition. This is if you have a roof and a driveway and a sidewalk at your house, it's going to charge you a particular percentage of the square footage. Mr. Speaker, this is another tax that is come at the county level. I think it's going to be one that people will regret once they see what's going on. But this one actually exempts the, which was said in committee that they were not going to be exempt, the State Department of Transportation, which has all these roads which are impervious. For those reasons, Mr. Speaker, I think government has to pay its fair share and with this one it doesn't. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1101, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STORMWATER FEES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ward voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1143) recommending that H.B. No. 346, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 346, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick rose to speak in opposition to the measure, stating:

"In opposition. My understanding is that this bill would increase the cost of future infrastructure and Hawai'i's in an economic crisis. So, in order to build the economy, we need to have prices cheaper."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 346, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLE CHARGING INFRASTRUCTURE," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Garcia and Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1145) recommending that H.B. No. 1363, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1363, HD 3, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Alcos, Garcia, Pierick, and Ward voting no.

At 11:54 a.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 848, HD 2
 H.B. No. 1408, HD 3
 H.B. No. 485, HD 3
 H.B. No. 244, HD 2
 H.B. No. 850, HD 2
 H.B. No. 540, HD 1
 H.B. No. 503, HD 2
 H.B. No. 306, HD 2
 H.B. No. 971, HD 2
 H.B. No. 1373, HD 2
 H.B. No. 567, HD 2
 H.B. No. 88, HD 1
 H.B. No. 203, HD 1
 H.B. No. 755, HD 1
 H.B. No. 756, HD 2
 H.B. No. 952, HD 1
 H.B. No. 993, HD 1
 H.B. No. 1394, HD 1
 H.B. No. 1089, HD 1
 H.B. No. 1101, HD 1
 H.B. No. 346, HD 2
 H.B. No. 1363, HD 3

At 11:54 a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:55 p.m.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1146) recommending that H.B. No. 551, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 551, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Matayoshi rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Strong support. I'm not going to go too much into this, you all know my strong support of this bill. I also want to point out that it does have broad public support. I'm sure many people's constituents have contacted them advocating for this bill.

"The one point I do want to make and reemphasize, Mr. Speaker, is that this is not a smoking cessation device. Flavored vaping products, while they may have some impact in allowing smokers to quit, 80% of youth have or try flavored vaping product as their first tobacco product. That's 80% of our youth getting addicted, that are being addicted to nicotine based on these. So even if it does have some positive impact in smoking cessation, the overall impact on our society is that we're addicting another generation to nicotine, and we just cannot afford that. Thank you."

Representative La Chica rose to speak in support of the measure, stating:

"In strong support, Mr. Speaker. I would like to thank the introducer of the measure, representative from Kāne'ohe. I'd like also to thank the chairs from Labor, and Consumer Protection, as well as Finance for moving this out of committee. This is a good bill.

"When I had first worked on this issue before being in here, I was pregnant with my first child. That child is now six years old. And he now goes to the same school where a lot of vaping behaviors are being observed at such a young age. As the representative and the introducer had mentioned, our kids deserve a life free of addiction. Many of us grew up or have been exposed to households where there have been cigarettes or other tobacco products. But we didn't grow up in households that had candy flavors and fruit flavors and all things that could be addicting and deemed as addicting to our kids.

So, I'd like to ask the rest of the body to join me in supporting this measure. *Mahalo.*"

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

"Mr. Speaker, with reservations. I'm afraid of the harmful unintended consequences that this ban may cause to my community. This ban may compel people to purchase these goods online and especially in the black market or military bases. Thank you."

Representative Holt rose in support of the measure with reservations and asked that the remarks of Representative Lamosao be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

Representative Quinlan rose in support of the measure with reservations and asked that the remarks of Representative Lamosao be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

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

"Mr. Speaker, reservations, brief comment. I support the intent of this measure, but as the representative from Waipahu stated, the unintended consequences may increase the issue that we're trying to resolve with this. I'll leave off by saying that I strongly believe that prohibition on these types of items does not work. Look at our firework issues, look at the many things that are happening on the black market because there is no regulatory platform for these things to exist. So, thank you."

Representative Marten rose to speak in support of the measure, stating:

"In support. As a mother, I feel like we can't protect our children from everything but where we can protect them, we should. And so, trying to protect our kids from predatory marketing, targeting them to get them addicted and hooked to support a particular industry lifelong is something that we should try to protect them from. Thank you."

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

"In strong support. I just want to add that there are a number of youth advocates who have become adults throughout the course of their advocacy on this bill, and I would really like to see them see some success on this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 551, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Gates, Holt, Kila, Lamosao, Quinlan, and Takenouchi voting aye with reservations, and with Representatives Aiu and Kong voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1149) recommending that H.B. No. 1261, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1261, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE DIGITAL CURRENCY LICENSURE," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Amato and Kapela voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1150) recommending that H.B. No. 521, as amended in HD 1, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 521, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

Representative Nakashima rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. HB 521, HD 1 is targeted specifically for small farms with a maximum of 10 milk producing cows, it is not a massive dairy operation with hundreds or thousands of cows. This bill helps to promote sustainable farming practices and provides consumers with a direct source of fresh, locally produced milk. This is especially important for Hawai'i's rural areas, where small scale farming can serve as an important part of the local economy.

"While there is a small risk of illness associated with consuming raw milk, there is also other foods that also have the same risks. However, these can be minimized through proper production and handling practices. This bill specifically requires the establishment of standards to prevent such contamination.

"It is hypocritical from a health standpoint to legalize sale of an item that are otherwise legal to consume. Farmers who produce raw milk can drink it or give it away free for human consumption and it is not illegal, it is just the sale of raw milk that is currently illegal. Milk is not a drug. The general public will not be forced to consume raw milk. Even if this measure passes, most consumers may not even become aware that this option exists.

"Opponents have misconstrued the health dangers associated with just raw milk. The government allows consumers to access foods and other commodities that are also proven to cause illnesses ranging from leafy greens, raw fish, shellfish, raw eggs, raw meat, and even alcohol and cigarettes. The CDC website cautions against all of these items, not just raw milk.

"This measure is about protecting the family farm, giving consumers a choice, and not really about public health. It's time that Hawai'i joins the 41 other states that allows for the sale of raw milk in one form or another. *Mahalo.*"

Representative Morikawa rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. When I was a little child, or actually I was a toddler or a baby perhaps, all I had access to was raw milk. So, when milk became homogenized, I told my mom, Mommy, this milk is green. In other words, I thought the raw milk was ripe, homogenized milk was green. Thank you, Mr. Speaker."

Representative Onishi rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Mr. Speaker, two bills ago, people talked about how important it was to protect our children. The consumption of raw milk, although it can hurt the health of all people, it especially can affect the health of young children.

"The Department of Health continues to oppose this measure because of the impact it might have to public health. We have seen situations where farms that do not practice clean sanitation, do not have regular safeguards, can create situations where large portions of the population can be infected and become ill because of the products that they are producing.

"So, if the Department of Health thought that there was very, very, very minor danger in the public consuming raw milk, then they wouldn't oppose it. But in this case, we do bill after bill to try to protect children's health and this bill is taking us in the wrong direction. Thank you, Mr. Speaker."

Representative Morikawa rose to respond, stating:

"Thank you, Mr. Speaker. Second time in support. I would like to have the words of the representative from District 1 inserted as if they 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. 521, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RAW MILK," passed Third Reading by a vote of 39 ayes to 12 noes, with Representative Kitagawa voting aye with reservations, and with Representatives Aiu, Evslin, Garrett, Kila, Kong,

La Chica, Lamosao, Marten, Matayoshi, Onishi, Sayama, and Tam voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1152) recommending that H.B. No. 576, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 576, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick 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. 576, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FERAL CHICKEN MANAGEMENT," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1154) recommending that H.B. No. 852, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 852, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1163) recommending that H.B. No. 1235, HD 2 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 1235, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Mr. Speaker, request for a ruling on a potential conflict. My cousin is the chair of the Hawai'i Correctional System Oversight Commission, and this bill deals with correctional system oversight. And the commission also submitted testimony in support of this measure."

The Chair addressed Representative Souza, stating:

"The Chair's ruling is that this measure applies to a class of individuals and all correctional officers, so there is no conflict. And this ruling will remain in effect through *sine die* unless circumstances change."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1235, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1165) recommending that H.B. No. 441, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 441, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick 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. 441, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CLIMATE EQUITY," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Garcia and Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1166) recommending that H.B. No. 1326, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 1326, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

Representative Lowen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Hawai'i does not have a sustainable solid waste management system and is desperately in need of a systemic shift in how we think about and manage waste. Most waste created in the state is landfilled or incinerated, which represents a linear waste stream, is very costly to taxpayers, and creates pollution that is harmful to the health of the environment and the residents of the state.

"Landfills discharge leachate, a contaminated toxic fluid which has potential for leakage that can harm groundwater, surrounding communities, near shore and marine resources downslope. On O'ahu, the landfill produces around 9,800 gallons of leachate per day and sits over Hawai'i's aquifer.

"Waste that is incinerated can be used to produce energy. But this process still produces air pollutants, greenhouse gases, and toxic ash. An average of 411 tons of toxic ash from H-Power are buried in the landfill every day.

"A linear waste management system is characterized by a take, make, and dispose model where virgin resources are extracted and goods are produced and then discarded with the end result of a growing mountain of waste and depletion of resources. In a linear economy, taxpayers and local governments bear the costs for waste management.

"In contrast, a circular economy is designed to keep resources in use for as long as possible, reducing waste, conserving finite resources, and promoting sustainability. A circular economy prioritizes waste reduction and creates a closed loop system where producers are responsible for at least some of the cost of disposal of their products, creating market-based incentives for waste reduction and product redesign that reduces waste at the source and facilitates reuse, composting, and recycling.

"A zero-waste initiative in Hawai'i would elevate these circular economy principles and put them at the center of the state's waste management strategies, redirecting state and county agencies to prioritize source reduction, reuse, refill, composting, and to improve the availability of recycling services for waste that cannot be avoided, reused, or composted.

"The adoption of a zero-waste initiative would lead the shift away from the linear waste system and toward a circular economy that is more sustainable, will create green jobs, and will reduce costs for waste management that are borne by taxpayers. It would also address the environmental and public health concerns posed by our overflowing landfills.

"The second part of this bill is about creating an extended producer responsibility program for packaging waste. Extended producer responsibility or EPR programs can exist for almost any product type. There are existing programs in other jurisdictions that cover a range of products, including things like carpets, large appliances, e-waste, packaging waste, prescription drugs, batteries, paint, pesticides, tires, photovoltaic panels, used motor oil, and mattresses.

"Under these programs, producers are responsible for ensuring that services are available to reclaim them and recycle products when they reach the end of their useful life. And producers are accountable for ensuring that their products don't wind up in landfills. Countless tons of waste and virgin resources are voided when these programs are implemented.

"Additionally, EPR programs for packaging waste already exist in Europe, Canada, China, India, Japan, South Korea, and many countries in Africa and South America, and in recent years have been adopted in California, Colorado, Maine, and Oregon, and proposed in many other state legislatures.

"For those with concerns about whether implementation of this program would add to the cost of goods, a 2022 published study from Columbia University looked at this issue and concluded that the estimated increase in costs would be zero to less than 1%, and that 'it would be difficult to discern

such a small impact on prices.' At the same time, implementation of this program would bring funds into the state to improve recycling services and offset the cost to taxpayers, making it a net positive.

"There's growing recognition globally, nationally, and here in Hawai'i that our throwaway culture is not sustainable and that we need a new and more sustainable approach to waste management, which is what is proposed in this bill."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1326, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Third Reading by a vote of 49 ayes to 2 noes, with Representative Matsumoto voting aye with reservations, and with Representatives Aiu and Kila voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1168) recommending that H.B. No. 1430, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 1430, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick 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. 1430, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1170) recommending that H.B. No. 258, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 258, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick rose to speak in opposition to the measure, stating:

"In opposition. So, this bill is about acquiring St. Francis School at a discount to expand the University of Hawai'i. The University of Hawai'i has asked for about a \$17 million budget this year. That is a big dent in our state budget. And if we are to acquire more property for the campus, it's to consume more tax dollars. Why not give tax dollars to Chaminade, Pacific Rim University, Wayland Baptist University, the list goes on and on, HPU. Should the government be paying for education or should it be privatized? Thank you."

Representative Aiu rose and asked that the Clerk record an aye vote with reservations 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. 258, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ACQUISITION OF THE SAINT FRANCIS SCHOOL CAMPUS FOR THE UNIVERSITY OF HAWAII AT MANOA," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Aiu voting aye with reservations, and with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1171) recommending that H.B. No. 561, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 561, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Kapela and Ward voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1181) recommending that H.B. No. 249, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 249, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILD NUTRITION PROGRAM," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1182) recommending that H.B. No. 622, HD 2 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 622, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick rose to speak in opposition to the measure, stating:

"In opposition. So, I have four certificates in suicide prevention. The private sector has many opportunities to address this issue. I think this is another example of the government expanding and using tax dollars where the private sector could easily solve this."

Representative Ganaden rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Many of us have heard about the issues regarding mental health that COVID has brought to our communities and especially to young people and the unfortunate rise in suicide rates in our communities. I think that this is difficult, important work that this task force is producing and will produce in the coming years.

"I'd also like to say that I rise in support of someone I knew very well, his name is Mikey Sakuma. He passed away in May of last year at the age of 10 years old. And he's loved and missed dearly. And I think that any efforts to stop incidents like that happening in the future should be supported by this body."

Representative Mizuno rose to speak in support of the measure, stating:

"In support. The task force in the Department of Health to prevent suicide is not being paid. Not one red cent of taxpayer money goes to that task force that is working to prevent suicide in the State of Hawai'i. So, I support this bill. Thank you, Mr. Speaker."

Representative Kila rose to speak in support of the measure, stating:

"Mr. Speaker, strong support. I'd like to thank the introducer for introducing this measure as every Native Hawaiian life that we can continue to keep alive in Hawai'i is valuable. And if this body chooses to stand behind supporting initiatives like that, they support to choose Native Hawaiian lives to keep them alive. So *mahalo* to the introducer and thank you, Mr. Speaker."

Representative Kahaloa rose in support of the measure and asked that the remarks of Representative Kila be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Kapela rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and same request," and the Chair "so ordered." (By reference only.)

Representative Souza rose in support of the measure and asked that the remarks of Representative Kila be entered into the Journal as her 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. 622, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUICIDE PREVENTION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1183) recommending that H.B. No. 617, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 617, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ORAL HEALTH," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1184) recommending that H.B. No. 1301, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 1301, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick rose to speak in opposition to the measure, stating:

"In opposition. So, this is using the state budget to appropriate funds for a study that UH would perform. The private sector can do the study and save tax dollars."

Representative Kapela rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. If the private sector was going to do it, they would have done it by now. People are dying and it's our job to ensure that our constituents are safe and have pathways to ensure their own health."

Representative Tam rose in support of the measure and asked that the remarks of Representative Kapela be entered into the Journal as his 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. 1301, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CANCER," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1185) recommending that H.B. No. 95, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 95, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PARTIAL PUBLIC FINANCING OF ELECTIONS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1188) recommending that H.B. No. 37 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 37 pass Third Reading, seconded by Representative Morikawa.

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

"Mr. Speaker, request for a ruling on a potential conflict. My brother is an OHA trustee, and the content of this bill falls under the purview of his fiduciary duties."

The Chair addressed Representative Souza, stating:

"The Chair's ruling, representative, is that there is no conflict. This measure applies to OHA as an entity, so there is no conflict. And the ruling remains in effect through *sine die* unless circumstances change."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 37, entitled: "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1193) recommending that H.B. No. 277, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 277, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1195) recommending that H.B. No. 538, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 538, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Aiu rose and asked that the Clerk record an aye vote with reservations 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. 538, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL REAL PROPERTY," passed Third Reading by a vote of 48 ayes to 3 noes, with Representative Aiu voting aye with reservations, and with Representatives Hussey-Burdick, Kila, and Poepoe voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1205) recommending that H.B. No. 15, HD 2 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 15, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY LIENS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Amato and La Chica voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1208) recommending that H.B. No. 953, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 953, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1209) recommending that H.B. No. 994, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 994, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1214) recommending that H.B. No. 1385, HD 2 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1385, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Kapela, Kila, and Poepoe voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1215) recommending that H.B. No. 537, HD 2 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 537, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC SMOKING DEVICES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Kong voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1217) recommending that H.B. No. 984, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that H.B. No. 984, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Tarnas rose to speak in support of the measure, stating:

"Mr. Speaker, thank you. In support. This bill is in response to a U.S. Supreme Court case known as the *Bruen* case. And the decision by the U.S. Supreme Court means that, regarding concealed carry weapons licenses, Hawai'i must comply by moving from what one might call a 'may' issue

state to a 'shall' issue state for concealed carry licenses. In other words, we have to come up with a system for the application and provision of licenses for people to carry weapons in a concealed manner. But restrictions on who gets these licenses and where the licensees can use the guns are permitted under the *Bruen* decision. From the case it says the 'reasoning under the Second Amendment is neither a regulatory straitjacket nor a regulatory blank check.'

"In addition to the majority decision, there was a concurrence written by Justice Kavanaugh and signed also by Chief Justice Roberts. I'm going to read two short snippets from it. 'Nothing in our opinion should be taken to cast doubt on longstanding prohibitions on the possession of firearms by felons and the mentally ill, or laws forbidding the carrying of firearms in sensitive places such as schools and government buildings, or laws imposing conditions and qualifications on the commercial sale of arms. We identify these presumptively lawful regulatory measures only as examples; our list does not purport to be exhaustive.'

"In his concurrence, Justice Kavanaugh went on to say he preemptively gave a green light to a variety of restrictions on concealed carry permits, including, 'fingerprinting, a background check, a mental health records check, and training in firearms handling and in laws regarding the use of force.' All of these requirements, he declared, are constitutionally permissible.

"In this bill, we've worked to craft a fair bill to meet the needs of the Supreme Court case and treat fairly those who wish to carry weapons in a concealed manner and also protect public interest. There are three categories of policy in this bill, one regards permits, the second regards usage, and the third regards accountability. I'll briefly summarize those three categories.

"Regarding permitting, this bill sets up a license for concealed carry that applies statewide. There are two types of licenses, open and concealed. *Bruen* does not change the criteria for open carry, but only for concealed carry. The state applies criteria including training, definitions of suitable person. This concealed carry license would last for four years instead of what was originally two years in the original draft. And it costs \$150 per application. The counties can designate a non-government agency to conduct trainings to support their needs. A person who is denied a license is entitled to a contested case hearing conducted by the police chief or a designee. And this addresses the due process concerns that some opponents have. An applicant for a license to carry must identify any health care providers who possess or may possess any records that have a bearing on the mental health of the applicant. The license holder must include the name, address, and phone number for the transferer and the transferee of a firearm. Licensing authorities must consider whether a person would present a danger to the community when making determinations on whether a person lacks the essential character or temperament to be entrusted with a firearm.

"Regarding usage, as to the sensitive places where concealed carry weapons are not allowed. In the Kavanaugh opinion, he said, 'nothing in our opinion should be taken to cast doubt on longstanding prohibitions on the possession of firearms by felons and the mentally ill, or laws forbidding the carrying of firearms in sensitive places such as schools and government buildings.'

"Hawai'i didn't have a set of rules about this before, because so few people got the permit in the past. So, the attorney general, in crafting this bill, looked to other states for guidance like New York and New Jersey. Concealed carry is prohibited on private property unless the owner explicitly allows for it."

Representative Onishi rose to yield his time, and the Chair "so ordered."

Representative Tarnas continued, stating:

"Thank you. The bill exempts law enforcement officers from being prosecuted under these restrictions. And the bill exempts from liability physicians, psychologists, physician assistants, advanced practice registered nurses, and psychiatrists who provide information on the applicant for firearms permits.

"And finally, Mr. Speaker, the provisions regarding accountability. Terroristic threatening in the first degree, a Class C felony violation, increases to Class B felony if a user carries a gun in sensitive places. Any crime committed under the Chapter 707, Hawai'i Revised Statutes, which

regard assaults, could rise to the level of prohibiting a person from owning a gun. And this should act as a deterrent.

"The insurance requirement in the original bill was removed because there was questions about whether or not there was even an insurance policy that would meet the needs. So, we have a House resolution that we're submitting for consideration to study how best to implement that provision.

"A licensee must securely lock the firearm in a storage box when transporting it. Alcohol and drug use is prohibited while carrying the gun. And finally, an annual report from the attorney general is required, that details the number of licenses that are issued and those that are denied. I think that we have come up with a bill that is fair, reasonable, and I ask for everyone's support to pass it. Thank you, Mr. Speaker."

Representative Pierick rose to speak in opposition to the measure, stating:

"In opposition. Legislators take an oath of office, which starts, 'I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same.'

"The first paragraph of the Bill of Rights, which is a portion of the Constitution of which we all took an oath to uphold, says, 'the Conventions of a number of the States, having at the time of their adopting the Constitution, expressed a desire, in order to prevent misconstruction or abuse of its powers, that further declaratory and restrictive clauses should be added: And as extending the ground of public confidence in the Government, will best ensure the beneficent ends of its institution.' This is the first paragraph of the Bill of Rights.

"Now jumping to the Second Amendment. 'A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed.'

"We took an oath to not infringe the right to bear arms. So, I'm in opposition to this bill, which would infringe the right to bear arms. Thank you."

Representative Souza rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Thank you to the Judiciary chair for his hard work on this bill, but my perspectives diverge. I will reiterate that Justice Kavanaugh's concurring opinion in the *Bruen* decision states that the Second Amendment is neither a regulatory straitjacket nor a regulatory blank check. And properly interpreted, the Second Amendment allows a variety of gun regulations.

"However, this measure goes too far in regulating the right to bear arms in our state. Especially in light of the fact, as Justice Kavanaugh also states, that individual self-defense is an essential component of the Second Amendment right to possess and carry handguns for self-defense.

"Justice Alito states in his concurring opinion that the *Bruen* decision holds that, 'a State may not enforce a law, like New York's Sullivan Law, that effectively prevents its law-abiding residents from carrying a gun for this purpose.' In this instance, Justice Alito is referring to the right of individuals to use a firearm to defend themselves. He goes on to say, in regard to the *Bruen* decision, that, 'our holding decides nothing about who may lawfully possess a firearm or the requirements that must be met to buy a gun.'

"Facets of this bill are burdensome to Second Amendment rights for our Hawai'i residents, and therefore I am voting no. Thank you."

Representative Alcos rose to speak in opposition to the measure, stating:

"Mr. Speaker, I oppose this bill. I feel that government is reaching too far for our Second Amendment. And if someone goes crazy in public, grabs a gun, how are we to protect ourself? We cannot protect ourself with our fist. We cannot protect ourself with our hands, with a rock or a stone. The bill will restrict a lot of places to carry our firearms. And if something happens in a public area, if someone had a firearm before the police get there, they can save a person's life or help someone's family. In taking away the right where we can't have that choice anymore. And I feel that safety, again, is a big and important thing in our lives. We want to feel safe that we be able to protect our families. And therefore, I'm against this bill. Thank you."

Representative Lowen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Today is March 7th and our nation has already surpassed 100 mass shootings this year and there's still ten months to go till the end of 2023. And those aren't just statistics, those are lives of civilians and children and others gunned down, and their families and communities left behind to deal with the consequences.

"There are 120 guns for every 100 Americans in our country. No other nation comes close to the amount of civilian-owned guns that we have here. And the data is very clear, more guns equals more shooting, more accidents, more suicides, and more deaths. The U.S. has more deaths from gun violence per capita than any other developed nation, eight times more than Canada, twenty-two times more than the European Union, twenty-three times more than Australia.

"So, I support this bill and any bill that leads to fewer guns and more restrictions on gun ownership and where people can bring guns, because all of the evidence shows, this makes our society safer and that more guns makes us less safe.

"And I would just point out, the U.S. Constitution has been amended 27 times. It's not a holy text, it's a living document that should reflect the will of the people. And polling shows again and again, the will of the people in the U.S. is better gun control. So, I thank the Judiciary chair for working on this bill."

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

Representative Ganaden rose in support of the measure and asked that the remarks of Representative Lowen be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Marten rose to speak in support of the measure, stating:

"Same request and a brief comment in support. I feel much less safe, and I resent the fact that the Supreme Court is able to change the way that we keep people in our state safe. And I appreciate the work of the Judiciary chair in the House and in the Senate to try to do the best they can with our circumstances. Thank you."

Representative Kapela rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and I'd like to adopt the words from the representative from Kailua-Kona into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Lamosao rose in support of the measure with reservations and asked that the remarks of Representative Souza be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

"I'm in strong support. I'd like to adopt the words of the representative from Kailua-Kona as if they were my own," and the Chair "so ordered." (By reference only.)

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

Representative Garcia rose to speak in opposition to the measure, stating:

"In opposition. Guns are not the problem. Mental illness and lack of heart is the problem. And that's where we should be focusing and not taking people's rights away. We're passing bills to increase crime on the streets and at the same time restricting people from protecting themselves. This is ridiculous. No vote."

Representative Ward rose to speak in opposition to the measure, stating:

"In opposition, brief comment, Mr. Speaker. I mean, it's good we have to keep guns out of the hands of the crazies. The difficulty is that the crazies, they don't pay attention to the law at all. They are the active shooters of which, if there's anything good in this bill that we need to look at, is that there are no locations other than your home, probably, where you can keep the concealed carry.

"Active shooters are in shopping centers, they're in schools. If you have someone who's not a crook with a weapon, it sends a message to these guys who are going to shoot somebody up that, as soon as they get their gun out, they're going to get shot themselves. Mr. Speaker, that's the good side of this. The other thing is, whenever you get any of these shooters, they're all illegal, they're criminals. They're not paying attention to the law. So, to protect our people, look at this in the opposite sense, saying this is a public security bill if we have the active shooters shot immediately. Thank you."

Representative Pierick rose to respond, stating:

"In opposition. It was mentioned that the U.S. Constitution was amended 27 times and thus it's a living document. Let's understand what the founding fathers said about this original document, of which we all took an oath to follow. Thomas Jefferson said this, 'on every question of construction, carry ourselves back to the time when the Constitution was adopted, recollect the spirit manifested in the debates, and instead of trying what meaning may be squeezed out of the text, or invented against it, conform to the probable one in which it was past.'

"I'd like to quote another founding father, James Madison, concerning authorial intent to the Constitution. He said, 'I entirely concur in the propriety of resorting to the sense in which the Constitution was accepted and ratified by the nation. In that sense alone it is the legitimate Constitution.'

"Proceeding on now to the chief justice, the first in America, James Wilson. He said this, 'the first and governing maxim in the interpretation of a statute is to discover the meaning of those who made it.' Those who made the Constitution were a group of men who had just come through a brutal war fighting against British tyranny. They wanted to keep themselves from the probable forming of a bad government by bearing arms. It's the right of the people to bear arms to prevent us, the government, from ever becoming evil and coming against the people. Thank you."

Representative Nakamura rose to speak in support of the measure, stating:

"In strong support. May I have the words of our Judiciary and EEP chairs adopted as my own," and the Chair "so ordered." (By reference only.)

Representative Tam rose to speak in support of the measure, stating:

"Same request," 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. 984, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Kila, Lamosao, and Matsumoto voting aye with reservations, and with Representatives Alcos, Garcia, Kong, Pierick, Souza, and Ward voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1218) recommending that H.B. No. 1375, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and H.B. No. 1375, HD 3, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Alcos, Garcia, Matsumoto, Pierick, and Ward voting no.

At 1:33 p.m., Representative Nakamura requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:35 p.m.

At 1:39 p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 551, HD 1
 H.B. No. 1261, HD 2
 H.B. No. 521, HD 1
 H.B. No. 576, HD 1
 H.B. No. 852, HD 1
 H.B. No. 1235, HD 2
 H.B. No. 441, HD 1
 H.B. No. 1326, HD 1
 H.B. No. 1430, HD 1

H.B. No. 258, HD 2
 H.B. No. 561, HD 1
 H.B. No. 249, HD 1
 H.B. No. 622, HD 2
 H.B. No. 617, HD 1
 H.B. No. 1301, HD 1
 H.B. No. 95, HD 2
 H.B. No. 37
 H.B. No. 277, HD 1
 H.B. No. 538, HD 1
 H.B. No. 15, HD 2
 H.B. No. 953, HD 1
 H.B. No. 994, HD 1
 H.B. No. 1385, HD 2
 H.B. No. 537, HD 2
 H.B. No. 984, HD 2
 H.B. No. 1375, HD 3

THIRD READING

H.B. No. 1043, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 1043, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Matayoshi voting no.

H.B. No. 593, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 593, HD 1, entitled: "A BILL FOR AN ACT RELATING TO POLICE REPORTS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

H.B. No. 880, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 880, HD 1, entitled: "A BILL FOR AN ACT RELATING TO POLICING," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Alcos, Garcia, Pierick, and Ward voting no.

H.B. No. 352, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 352, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

H.B. No. 710, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 710, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

H.B. No. 732, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 732, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPLAINTS ALLEGING VIOLATIONS OF CAMPAIGN SPENDING LAWS," passed Third Reading by a vote of 51 ayes.

H.B. No. 1231, HD 1:

Representative Nakamura moved that H.B. No. 1231, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Souza rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. This measure is meant to be a deterrent for smash-and-grab crimes that have been prevalent over the past year in my district in Kapolei and throughout our state. This bill will amend criminal property damage in the third degree, which is a misdemeanor offense, to

include intentionally or knowingly damaging the property of another that is used in a business operation without the other's consent in an amount exceeding \$100.

"My hope is that this measure will provide not only a deterrent but a more specific avenue for punishing these types of crimes and providing recourse for business owners. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 1231, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROPERTY DAMAGE," passed Third Reading by a vote of 51 ayes.

H.B. No. 1294, HD 1:

Representative Nakamura moved that H.B. No. 1294, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

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

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

"With reservations. And I completely agree with the intent of this bill. I just ask as it moves forward, if we can consider also being able to still use nicknames in parenthesis or in quotations on the ballot. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 1294, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Matsumoto and Morikawa voting aye with reservations, and with Representatives Amato, La Chica, and Pierick voting no.

H.B. No. 639, HD 1:

Representative Nakamura moved that H.B. No. 639, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Nakamura moved to recommit H.B. No. 639, HD 1 to the Committee on Consumer Protection & Commerce, seconded by Representative Morikawa.

The motion was put to vote by the Chair and carried, and H.B. No. 639, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was recommitted to the Committee on Consumer Protection & Commerce, with Representative Quinlan being excused.

H.B. No. 369, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 369, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Amato, Kapela, Lowen, Marten, Perruso, Poepoe, and Sayama voting no.

H.B. No. 367, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 367, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Amato, La Chica, Lowen, Marten, Perruso, Sayama, and Tam voting no.

H.B. No. 370, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, H.B. No. 370, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Third Reading by a vote of 42 ayes to 9 noes, with Representatives Amato, Hussey-Burdick, Kapela, Lowen, Marten, Perruso, Poepoe, Sayama, and Tam voting no.

H.B. No. 797, HD 1:

Representative Nakamura moved that H.B. No. 797, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

Representative Onishi rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. This bill affects the consumer protection of individuals in the State of Hawai'i. The bill would eliminate the requirement that CPAs from outside of the State of Hawai'i, that are not licensed in Hawai'i, would not have to report to the DCCA of their presence in Hawai'i doing work in Hawai'i.

"This bill also affects licensed CPAs in Hawai'i who pay license fees in order to do business in Hawai'i. This bill would allow unlicensed CPAs from throughout the United States to practice in Hawai'i without notice, without the ability for us to track taxes that would be due the State of Hawai'i for doing work in the State of Hawai'i. This bill really takes away protections for the public and for our public accounting industry in the State of Hawai'i. So, I'm voting no on this bill. Thank you, Mr. Speaker."

Representative Souza rose in support of the measure with reservations and asked that the remarks of Representative Onishi be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

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

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

Representative Pierick rose in opposition to the measure and asked that the remarks of Representative Onishi be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

The motion was put to vote by the Chair and carried, and H.B. No. 797, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL LICENSURE," passed Third Reading by a vote of 41 ayes to 10 noes, with Representatives Aiu, Chun, Hashem, Lamosao, Poepoe, and Souza voting aye with reservations, and with Representatives Garrett, Hashimoto, Kapela, Kila, Kong, La Chica, Marten, Onishi, Sayama, and Tam voting no.

H.B. No. 1018, HD 1:

Representative Nakamura moved that H.B. No. 1018, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Pierick rose to speak in opposition to the measure, stating:

"In opposition. My understanding is that this bill permits or promotes the construction of the new stadium. I believe the new stadium would be another rail project, another siphoning of our state budget, another excuse for people to be lazy and elongate projects and hurt the state."

The motion was put to vote by the Chair and carried, and H.B. No. 1018, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

At 1:48 p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1043, HD 1
H.B. No. 593, HD 1
H.B. No. 880, HD 1
H.B. No. 352, HD 1
H.B. No. 710, HD 1
H.B. No. 732, HD 1

H.B. No. 1231, HD 1
H.B. No. 1294, HD 1
H.B. No. 369, HD 1
H.B. No. 367, HD 1
H.B. No. 370, HD 1
H.B. No. 797, HD 1
H.B. No. 1018, HD 1

At 1:48 p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:17 p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 34 through 36) and concurrent resolutions (H.C.R. Nos. 33 and 34) were referred to Printing and further action was deferred:

H.R. No. 34, entitled: "HOUSE RESOLUTION DESIGNATING NOVEMBER 22, 2023, AS "KIMCHI DAY" IN THE STATE OF HAWAII," was jointly offered by Representatives Ichiyama, Aiu, Amato, Ganaden, Hashimoto, Hussey-Burdick, Ilagan, Kahaloa, Kila, Kong, Lowen, Marten, Matayoshi, Nishimoto, Onishi, Perruso, Poepoe, Takayama, Takenouchi, Tam, Tamas, and Yamashita.

H.R. No. 35, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE ADEQUACY OF ELDER CARE ON MOLOKAI AND LANAI, AND IN EAST MAUI," was jointly offered by Representatives Poepoe, Amato, Chun, Cochran, Evslin, Garrett, Hashimoto, Kahaloa, Kapela, Lamosao, Lowen, Marten, Martinez, Mizuno, Perruso, Takenouchi, and Tam.

H.R. No. 36, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO EVALUATE CERTAIN AIEA ROADWAYS AND IDENTIFY OPPORTUNITIES FOR IMPROVEMENT OF TRAFFIC CONDITIONS AND PEDESTRIAN SAFETY," was offered by Representative Aiu.

H.C.R. No. 33, entitled: "HOUSE CONCURRENT RESOLUTION DESIGNATING NOVEMBER 22, 2023, AS "KIMCHI DAY" IN THE STATE OF HAWAII," was jointly offered by Representatives Ichiyama, Aiu, Amato, Ganaden, Hashimoto, Hussey-Burdick, Ilagan, Kahaloa, Kila, Kong, Lowen, Marten, Matayoshi, Nishimoto, Onishi, Perruso, Poepoe, Takayama, Takenouchi, Tam, Tamas, and Yamashita.

H.C.R. No. 34, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE ADEQUACY OF ELDER CARE ON MOLOKAI AND LANAI, AND IN EAST MAUI," was jointly offered by Representatives Poepoe, Amato, Chun, Cochran, Evslin, Garrett, Hashimoto, Kahaloa, Kapela, Lamosao, Lowen, Marten, Martinez, Mizuno, Perruso, Takenouchi, and Tam.

ANNOUNCEMENTS

Representative Ganaden: "I know we've all been working hard, Mr. Speaker. Tomorrow at 1:00 p.m. in Room 325, in preparation for Art at the Capitol, which is April 14, we're going to be having a little art class. So, I'd like to invite you, alongside my staff, the Hawai'i State Art Museum, and the Honolulu Printmakers to come by and enjoy some fellowship with each other and make some art."

Representative Pierick: "The midwives are here. They've been here for quite a while, expressing their perspective to the State Legislature. So, if you have any questions about who they are, what they do, they've been here for a while."

ADJOURNMENT

At 2:18 p.m., on motion by Representative Morikawa, seconded by Representative Garcia and carried, the House of Representatives adjourned until noon Thursday, March 9, 2023.