

THIRTY-THIRD DAY

Friday, March 17, 2023

The House of Representatives of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2023, convened at 12:03 p.m., with Speaker Saiki presiding.

The invocation was delivered by Representative Mark M. Nakashima, 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 Thirty-Second Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. No. 3 and 4) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 3, dated March 14, 2023, requesting consideration of the following special purpose revenue bond bills:

S.B. No. 1456, SD 1/H.B. No. 943, HD 1, Relating to the Issuance of Special Purpose Revenue Bonds to Honokaa Land Company, LLC; and

S.B. No. 1457, SD 1/H.B. No. 691, HD 1, Relating to the Issuance of Special Purpose Revenue Bonds to Assist Kohala Mountain Fish Company, LLC.

Gov. Msg. No. 4, dated January 19, 2023, transmitting the State of Hawai'i Program Memoranda, pursuant to Section 37-70, HRS.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 329 through 378) were received by the Clerk and were placed on file:

Dept. Com. No. 329, from the Honolulu Police Department, dated January 17, 2023, transmitting the report concerning electric guns in custody and control of the Honolulu Police Department and their use, pursuant to Section 134-87(b)(3), HRS.

Dept. Com. No. 330, from the Honolulu Police Department, dated January 31, 2023, transmitting its 2022 annual report, pursuant to Section 52D-3.5, HRS.

Dept. Com. No. 331, from the Department of Human Services, dated January 10, 2023, transmitting the Addendum to Report Requesting the Department of Human Services to Study the Feasibility of Increasing the Medicaid Reimbursement Rates for Community Care Foster Family Homes, Expanded Adult Residential Care Homes, and Other Types of Home and Community Based Service Care Providers and Services, pursuant to S.R. No. 4, SD 1 (2022).

Dept. Com. No. 332, from the Department of Business, Economic Development & Tourism, dated January 11, 2023, transmitting a Report on Non-General Fund Information, pursuant to Sections 37-47, 37-48, and 37-49, HRS.

Dept. Com. No. 333, from the Office of Enterprise Technology Services, dated December 6, 2022, transmitting the DOT Highways Division Implementation of the Highways Financial Management System Project IV&V Report for October 2022, pursuant to Section 27-43.6, HRS.

Dept. Com. No. 334, from the Office of Enterprise Technology Services, dated January 10, 2023, transmitting the DOT Highways Division Implementation of the Highways Financial Management System Project IV&V Report for November 2022, pursuant to Section 27-43.6, HRS.

Dept. Com. No. 335, from the Department of Labor and Industrial Relations, dated January 13, 2023, transmitting the Annual Evaluation of the Hawai'i Unemployment Compensation Trust Fund, pursuant to Section 383-126.5, HRS.

Dept. Com. No. 336, from the Kaua'i Police Department, dated January 11, 2023, transmitting its 2022 annual report, pursuant to Section 52D-3.5, HRS.

Dept. Com. No. 337, from the Kaua'i Police Department, dated January 11, 2023, transmitting the report relating to possession and use of electric guns, pursuant to Section 134-16, HRS.

Dept. Com. No. 338, from the Office of the Auditor, dated January 17, 2023, transmitting Report No. 23-01, Sunset Evaluation: Regulation of Appraisal Management Companies, pursuant to Section 26H-4, HRS.

Dept. Com. No. 339, from the Department of Human Resources Development, dated January 17, 2023, transmitting the Annual Report on Administratively Established Accounts and Funds of the Department of Human Resources Development for Fiscal Year 2022, pursuant to Section 37-52.5, HRS.

Dept. Com. No. 340, from the Department of Accounting and General Services, dated January 17, 2023, transmitting the 2022 Annual Report, State Foundation on Culture and the Arts, pursuant to Section 9-3(8), HRS.

Dept. Com. No. 341, from the Office of the Auditor, dated January 18, 2023, transmitting Report No. 23-02, Review of Special Funds, Revolving Funds, Trust Funds, and Trust Accounts of the Department of Public Safety, pursuant to Section 23-12, HRS.

Dept. Com. No. 342, from the Department of the Attorney General, dated January 18, 2023, transmitting the Report on Recommendations for Denial of Claims for Legislative Relief, pursuant to Section 37-77, HRS.

Dept. Com. No. 343, from the Office of Enterprise Technology Services, dated January 18, 2023, transmitting the Hawai'i Department of Human Services Med-QUEST Division Health Analytics Program Final IV&V Status Report for December 2022, pursuant to Section 27-43.6, HRS.

Dept. Com. No. 344, from the Office of Enterprise Technology Services, dated January 18, 2023, transmitting the Hawai'i Department of Human Services Systems Modernization Project Final IV&V Status Report for December 2022, pursuant to Section 27-43.6, HRS.

Dept. Com. No. 345, from the Department of Business, Economic Development & Tourism, dated December 20, 2022, transmitting the Hawai'i Small Business Regulatory Review Board Annual Report Summary Results for Calendar Year 2022, pursuant to Chapter 201M, HRS.

Dept. Com. No. 346, from the Department of the Attorney General, dated January 20, 2023, transmitting the Criminal Justice Data Brief, Hate Crimes in Hawai'i, 2021, pursuant to Section 846-54, HRS.

Dept. Com. No. 347, from the Office of the Auditor, dated January 20, 2023, transmitting the Financial and Compliance Audit of the Department of Transportation, Administration Division, pursuant to Chapter 23, HRS.

Dept. Com. No. 348, from the Department of Taxation, dated November 21, 2022, transmitting a Report on Non-General Fund Information, pursuant to Sections 37-47, 37-48, and 37-49, HRS.

Dept. Com. No. 349, from the Department of Business, Economic Development & Tourism, dated December 29, 2022, transmitting the Hawai'i Interagency Council for Transit-Oriented Development 2022 Annual Report, pursuant to Section 226-63(b)(9), HRS.

Dept. Com. No. 350, from the Office of the Auditor, dated January 23, 2023, transmitting the Financial and Compliance Audit of the Department of Health's Drinking Water Treatment Revolving Loan Fund, pursuant to Chapter 23, HRS.

Dept. Com. No. 351, from the Department of Taxation, dated January 23, 2023, transmitting the Report on Administratively Created Accounts and Funds, pursuant to Section 37-52.5, HRS.

Dept. Com. No. 352, from the Office of the Auditor, dated January 24, 2023, transmitting the Financial and Compliance Audit of the Department of Health's Water Pollution Control Revolving Fund, pursuant to Chapter 23, HRS.

Dept. Com. No. 353, from the Office of Enterprise Technology Services, dated January 23, 2023, transmitting the DCCA Business Registration

Modernization (BRM) Project Monthly IV&V Review Report for December 2022, pursuant to Section 27-43.6, HRS.

Dept. Com. No. 354, from the Department of Labor and Industrial Relations, dated January 24, 2023, transmitting the Hawai'i Occupational Safety and Health Division 2023 Penalty Adjustment Report, pursuant to Section 396-10(o), HRS.

Dept. Com. No. 355, from the Department of Business, Economic Development & Tourism, dated January 5, 2023, transmitting the 2022 Hawai'i State Energy Office Annual Report, pursuant to Act 100, Section 7, SLH 1999; Act 122, SLH 2019; and Sections 196-10.5(7)(C), 196-41(C)(3), 201-12.8(C), 235-110.31(L), 141-9, and 201-104, HRS.

Dept. Com. No. 356, from the Office of Enterprise Technology Services, dated January 23, 2023, transmitting the Hawai'i Department of Accounting and General Services Enterprise Financial System Project Monthly IV & V Status Report for November 2022, pursuant to Section 27-43.6, HRS.

Dept. Com. No. 357, from the Office of the Auditor, dated January 25, 2023, transmitting the Financial and Compliance Audit of the Department of Transportation, Airports Division, pursuant to Chapter 23, HRS.

Dept. Com. No. 358, from the Office of Enterprise Technology Services, dated January 24, 2023, transmitting the Hawai'i Public Utilities Commission Content and Document Management System Project IV&V Monthly Status Report for December 2022, pursuant to Section 27-43.6, HRS.

Dept. Com. No. 359, from the Department of Health, dated January 25, 2023, transmitting the Annual Report Relating to Progress in Implementing the Administrative Process Established by This Act, the Department's Utilization of the Administrative Process, and the Department's Utilization of the Assisted Community Treatment Process, pursuant to Act 111, SLH 2017 and Chapter 334, Part VIII, HRS.

Dept. Com. No. 360, from the Office of the Auditor, dated January 26, 2023, transmitting the Financial Audit of the Department of Transportation, Harbors Division, pursuant to Chapter 23, HRS.

Dept. Com. No. 361, from the Department of Labor and Industrial Relations, dated January 27, 2023, transmitting the Department of Labor and Industrial Relations' Annual Report FY 2021-2022, pursuant to Act 100, SLH 1999.

Dept. Com. No. 362, from the Office of the Auditor, dated January 27, 2023, transmitting the Financial Audit of the Employees' Retirement System of the State of Hawai'i, pursuant to Chapter 23, HRS.

Dept. Com. No. 363, from the Office of Enterprise Technology Services, dated January 24, 2023, transmitting Hawai'i Department of Accounting and General Services Enterprise Financial System Project Monthly IV&V Status Report for December 2022, pursuant to Section 27-43.6, HRS.

Dept. Com. No. 364, from the Office of the Auditor, dated January 30, 2023, transmitting the Financial Audit of the Hawai'i Employer-Union Health Benefits Trust Fund, pursuant to Chapter 23, HRS.

Dept. Com. No. 365, from the Office of the Auditor, dated January 31, 2023, transmitting the Financial Audit of the State of Hawai'i Annual Comprehensive Financial Report, pursuant to Chapter 23, HRS.

Dept. Com. No. 366, from the Department of Health, dated January 31, 2023, transmitting a Report on Non-General Fund Information, pursuant to Act 87, SLH 2019.

Dept. Com. No. 367, from the Department of Health, dated January 31, 2023, transmitting the report, Drinking Water Treatment Revolving Loan Fund, pursuant to Section 340E-33, HRS.

Dept. Com. No. 368, from the Office of the Auditor, dated February 1, 2023, transmitting the Financial Audit of the Hawai'i Community Development Authority, pursuant to Chapter 23, HRS.

Dept. Com. No. 369, from the Department of Health, dated February 1, 2023, transmitting the Annual Report Summarizing Yearly Data on Forensic

Patients at Hawai'i State Hospital FY 2022, pursuant to Section 334-16, HRS.

Dept. Com. No. 370, from the Office of the Auditor, dated February 2, 2023, transmitting the Financial and Compliance Audit of the Hawai'i Housing Finance and Development Corporation, pursuant to Chapter 23, HRS.

Dept. Com. No. 371, from the University of Hawai'i, dated February 2, 2023, transmitting the Research Corporation of the University of Hawai'i 2022 Annual Report, pursuant to Section 304A-3007, HRS.

Dept. Com. No. 372, from the Office of Enterprise Technology Services, dated January 31, 2023, transmitting the DOT Highways Division Implementation of the Highways Financial Management System Project IV&V Report for December 2022, pursuant to Section 27-43.6, HRS.

Dept. Com. No. 373, from the Office of the Auditor, dated February 3, 2023, transmitting the Financial Audit of the Hawai'i Public Housing Authority, pursuant to Chapter 23, HRS.

Dept. Com. No. 374, from the Office of the Auditor, dated February 6, 2023, transmitting the Financial and Compliance Audit of the Stadium Authority, pursuant to Chapter 23, HRS.

Dept. Com. No. 375, from the Office of the Auditor, dated February 6, 2023, transmitting Report No. 23-03, Study of Proposed Mandatory Health Insurance Coverage for Early Access Breast Cancer Screening, pursuant to H.C.R. No. 33, SD 1 (2022).

Dept. Com. No. 376, from the Department of Defense, dated February 6, 2023, transmitting the Report on Expenditure from the Major Disaster Fund, pursuant to Section 127A-16, HRS.

Dept. Com. No. 377, from the Department of Health, dated February 7, 2023, transmitting the report, Food Safety Branch Annual Audit, Sanitation and Environmental Health Special Fund FY 2022, pursuant to Sections 321-27.5 and 321-27, HRS.

Dept. Com. No. 378, from the Office of Enterprise Technology Services, dated February 8, 2023, transmitting the DLIR Disability Compensation Division Hawai'i Electronic Case Management System Project IV&V Monthly Status Report for November 2022, pursuant to Section 27-43.6, HRS.

INTRODUCTIONS

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

Representative Mizuno introduced advocates for early childhood education from Leeward Community College: Dena Akiu, early childhood education teacher, and her grandson, 'Alo'ilo'i Miller; students: Christen Guzman, Chevelle Montalbo, and Braxtyn Montalbo; and Darlyn Chen Scovell, special education teacher and advocate for FASD.

Representative Onishi introduced participants of the 36th Council of Pacific Arts and Culture:

American Samoa: Fuata Male Tiualu and Tasi Sunia;
 Australia: Celia Coulthard, Franchesca Cubillo, Joanne Brown, Shelley Allen, Andrea Gleason, Julia Balkwell, and Léa Giacomelli;
 Cook Islands: Anthony Turua;
 Easter Island: Andres Edmunds;
 Fiji: Isikeli Tuiwailevu, Maciusela Raitaukala, and Venah Komai;
 French Polynesia: Jarvis Teauoro and Mr Fabien Mara-Dinard;
 Guam: Sandra Flores, Monica Guzman, Maria Bacinas, Judy Flores, Jacqueline Balbas, Michael Bevacqua, and Angie Taitague;
 Hawai'i: Mapuana de Silva, Monte McComber, and Aaron Salā;
 Kiribati: Kaotitaake Kokoria and Pelea Tehumu;
 Nauru: Isabelle Dageago and Laurie Teboua;
 New Caledonia: Héa- Emélie Katrawi;
 New Zealand: Jonathan Easthope, Shane Bradbrook, Asena Pouli, Bonita Bigham, Paula Carr, Tāwera Tahuri, Mikki-Tae Tapara, and Tonga Ane;
 Niue: Moira Enetama;

Norfolk Island: Donald Christian-Reynolds, Chelsea Evans, Anita French, and Kym Buffett;
 Palau: Olympia Morei-Remengesau, Katarina Mad, and Kiblas Soaladaob;
 Papua New Guinea: David Taim;
 Republic of Marshall Islands: Antari Elbon, Melvin Majmeto, Brenda Alik, and Iva Reimers-Roberto;
 Samoa: Kamu Tapuai Potogi and Perenise Tinei;
 Solomon Islands: Dennis Marita;
 Tonga: Pulupaki 'A Siuilikutapu Ika;
 Wallis and Futuna: Sulia Foloka, Malia Kialiki, Belinda Takatai, Myrenda SAVEA ép.SOKO, Falakika Tuhimutu-Taoffenua;
 UNESCO: Ellen Lekka;
 University of South Pacific: Larry Thomas;
 Pacific Theological College: Upolu Luma Vaai;
 Pacific Community (SPC): Leituala Kuiniselani Toelupe Tago and Berlin Kafoa;
 World Intellectual Property Organization: Hang Gao;
 Western States Arts Federation: Christian Gaines and David Holland;
 International Information and Networking Centre for Intangible Cultural Heritage in the Asia-Pacific under the auspices of UNESCO (ICHCAP): Min Jung Kim, Yunsuk Jang, and Minji Kim; and
 Pacific Community (SPC) - Technical Team: Luisa Mavoa, Miles Young, Frances Koya Vaka'uta, Letila Mitchell, Stephanie Sefeti, Jean-Noel Royer, Valerie Hassan, Christelle Petite, Isabelle Perez, and Kalpana Nizarat.

Representative Ward introduced his constituent, Amy Monk.

Representative Takayama introduced members of John A. Burns School of Medicine's OBGYN Program: Dr. Tracy Chen and her colleagues.

Representative Nakamura introduced members of NCSL: Curt Stedron, Stacy Householder, and Natalie Wood.

Representative Kapela introduced women's rights advocates from AAUW, Planned Parenthood, and other groups.

Representative Garcia introduced Cynthia Bartlett from Moms for Liberty.

Representative Kong introduced Lorna Strand.

At 12:14 p.m., Representative Yamashita requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:27 p.m.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 217) was announced by the Clerk and the following action taken:

H.R. No. 217, entitled: "HOUSE RESOLUTION COMMENDING AND CONGRATULATING THE 2022 U.S. DEPARTMENT OF EDUCATION NATIONAL BLUE RIBBON SCHOOLS," was offered by Representative Woodson.

Representative Woodson moved that H.R. No. 217 be adopted, seconded by Representative Takenouchi.

Representative Takenouchi thanked those who guide our *keiki* through the early years of their lives and for their exceptional contributions to our community, recognized some of the state's top performing schools that have successfully closed achievement gaps and perform with a high level of success, and commended the exemplary work of all administrators, teachers, librarians, faculty, and staff at the schools.

Representative Garrett recognized Hōkūlani Elementary School as a 2022 National Blue Ribbon School, outpacing other performance averages statewide and ranking in the top 15% of Hawai'i schools in achievement, commended their commitment to raising effective problem solvers who are curious and engaged in learning, and congratulated and introduced honorees who were seated on the Floor of the House:

Ervin Pasalo, principal, Hōkūlani Elementary School; and
 Laurie Luczak, former principal, Hōkūlani Elementary School.

Representative Takenouchi recognized Nu'uauu Elementary School as a 2022 National Blue Ribbon School, a consistently top performing school ranking in the top 15% of Hawai'i schools in achievement, commended their diverse range of enrichment programs, including specialized learning experiences in performing arts, technology, and social-emotional learning, and congratulated and introduced honoree who was seated on the Floor of the House:

Principal Ned Uemae, principal, Nu'uauu Elementary School.

Representative Takenouchi also recognized Kahala Elementary School as a 2022 Blue Ribbon School, and its principal, Sarene Oda, who could not be here.

Representative Takenouchi then introduced guests of the honorees who were seated in the gallery.

The motion was put to vote by the Chair and carried, and H.R. No. 217 was adopted, with Representatives Gates and Quinlan being excused.

The following resolution (H.R. No. 218) was announced by the Clerk and the following action taken:

H.R. No. 218, entitled: "HOUSE RESOLUTION CONGRATULATING THE 2023 MILKEN EDUCATOR AWARDEE AND 2022 TEACHER OF PROMISE AWARD FINALISTS FOR THE HILO-WAIAKEA, KA'U-KEA'AU-PAHOA, 'AIEA-MOANALUA-RADFORD, AND PEARL CITY-WAIPAHU COMPLEXES," was offered by Representative Woodson.

Representative Woodson moved that H.R. No. 218 be adopted, seconded by Representative Tam.

Representative Tam thanked educators for their exceptional contributions to our schools and communities, recognized recipients of the prestigious Milken Educator Award who further excellence in education, offer strong long-range potential for professional and policy leadership, display exemplary educational accomplishments within and beyond the classroom, and have an engaging and inspiring presence that motivates and impacts students, colleagues, and the community, and congratulated and introduced honoree who was seated on the Floor of the House:

Esther Kwon, assistant principal, Daniel K. Inouye Elementary School, 2023 Milken Educator Awardee.

Representative Nakashima recognized Dr. Assi for enriching his students' educational experience with hands-on career and technical education training, and congratulated and introduced honoree who was seated on the Floor of the House:

Hippolyte Assi, health services teacher, Hilo High School, 2022 Hilo-Waiākea Milken Teacher of Promise.

Representative Todd recognized Ms. Henbest for her passion and open communication and collaboration with teachers as they work to resolve the challenges they face in the classroom, and congratulated and introduced honoree who was seated on the Floor of the House:

Annie Henbest, vice principal, Pāhoa High and Intermediate School, 2022 Ka'ū-Kea'au-Pāhoa Milken Teacher of Promise.

Representative Kobayashi recognized Ms. Atnip for the unconditional support she offers to her students, and congratulated and introduced honoree who was seated on the Floor of the House:

Jessica Lobo Atnip, English teacher, 'Aiea Intermediate School, 'Aiea-Moanalua-Radford Milken Teacher of Promise.

Representative Hashem recognized Ms. Matlin for her achievements, and congratulated and introduced honoree who was seated on the Floor of the House:

Kisa Matlin, teacher, Waipahu High School, 2022 Pearl City-Waipahu Teacher of Promise.

Representative Hashem also recognized honorees who could not be here today:

Tristan Nguyen, math teacher, Kalani High School, Milken Educators of Hawai'i's 2022 Teacher of Promise; and

Keonaona Mahi, Alohalani Ligsay, Brianna Craig, Kayla Emocling, William Kjointvedt, and Mikayla Kloeppel, complex area Teachers of Promise.

Representative Hashem then introduced guests of the honorees who were seated in the gallery: Kevin Henbest, Christopher Atnip, Bodhi Lobo-Atnip, Kristen Mimato, Andrew Kwon, Dana Matlin, Nicholas Lee, Meryl Matsumura, Kristen Brummel, Alisa Bender, and Pamela Goodwin.

The motion was put to vote by the Chair and carried, and H.R. No. 218 was adopted, with Representatives Gates, Nishimoto, and Quinlan being excused.

At 12:44 p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:52 p.m.

REPORTS OF STANDING COMMITTEES

Representative Gates, for the Committee on Agriculture & Food Systems, presented a report (Stand. Com. Rep. No. 1267) recommending that S.B. No. 1547, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1547, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VALUE-ADDED PRODUCTS," passed Second Reading and was referred to the Committee on Economic Development, with Representative Cochran being excused.

Representative Gates, for the Committee on Agriculture & Food Systems, presented a report (Stand. Com. Rep. No. 1268) recommending that S.B. No. 1498, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1498, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF TARO," passed Second Reading and was referred to the Committee on Water & Land, with Representative Cochran being excused.

Representative Gates, for the Committee on Agriculture & Food Systems, presented a report (Stand. Com. Rep. No. 1269) recommending that S.B. No. 818, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 818, SD 1, HD 1 pass Second Reading and be referred to the Committee on Water & Land, seconded by Representative Morikawa.

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

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

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

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

Representative Amato 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 S.B. No. 818, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Amato, Hussey-Burdick, Kahaloa, Lowen, and Poepoe voting aye with reservations, with Representatives Kapela and Perruso voting no, and with Representative Cochran being excused.

Representative Gates, for the Committee on Agriculture & Food Systems, presented a report (Stand. Com. Rep. No. 1270) recommending that S.B. No. 745, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 745, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Gates, for the Committee on Agriculture & Food Systems, presented a report (Stand. Com. Rep. No. 1271) recommending that S.B. No. 1488, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education & Technology.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1488, SD 2, HD 1 pass Second Reading and be referred to the Committee on Higher Education & Technology, 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 S.B. No. 1488, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIVESTOCK," passed Second Reading and was referred to the Committee on Higher Education & Technology, with Representative Pierick voting no, and with Representative Cochran being excused.

Representative Tam, for the Committee on Culture, Arts & International Affairs, presented a report (Stand. Com. Rep. No. 1272) recommending that S.B. No. 733, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 733, SD 1, HD 1 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs, seconded by Representative Morikawa.

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

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

"Thank you, Mr. Speaker. In opposition. We live here in Hawai'i and we have a Japanese cultural center, a Chinese cultural center, a Filipino cultural center, and we don't have a Hawaiian cultural center. This bill was well intended to fund the Hawaiian cultural center, but we turned it into a study. I don't think we need to study this anymore, Mr. Speaker. Thank you very much."

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

"Thank you, Mr. Speaker. Request for a ruling on a potential conflict. My brother is an OHA Trustee."

The Chair addressed Representative Souza, stating:

"The Chair's ruling is, there is no conflict. This relates to a class of individuals and beneficiaries. Ruling remains in effect through *sine die* unless circumstances change."

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

"Mr. Speaker, in support. I feel that the Hawaiian Cultural Center is long overdue, as Rep. said. And it's a bridge that we need to build with our Hawaiian people here and show that the state can work with our Hawaiian culture. We have so much Polynesian Cultural Center and other culture centers, as he said. And it shouldn't be worried about the finance, the money. I think it can be private funded, it can be funded many different ways. But it's long overdue and we definitely need a Hawaiian culture center. Thank you."

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

"Mr. Speaker, in support. I appreciate the comments regarding cultural centers around the state. But it's also important to note that the many cultural centers that we have around the state, such as the Japanese cultural centers, are all privately funded, and the only time they ever come for government money is in the form of grant money. The original bill asks for the Hawaiian cultural center to be fully funded by taxpayer dollars. And OHA was asking for \$60 million for a pilot program. Your committee decided to turn it into a study to ensure that that money would be spent wisely if we would go forward with a cultural center. Thank you."

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

"Thank you, Mr. Speaker. In support. I want to thank the chair of the Committee on Culture, Arts, & International Affairs. As a member, I am very supportive of this measure. I think that we definitely need a Hawaiian cultural center in our state and in all of our communities. I have a Native Hawaiian cultural center in Ka'ū that community members have been trying to build for the past 30 years. They've applied for grants-in-aid and have finally gotten some funding. And my fear is that if we have just one Native Hawaiian cultural center, that it will be based in Honolulu. I think that we have to find ways to make sure that all of our communities, especially those in rural communities or our neighbor islands, they also have access. Thank you."

Representative Holt rose to respond, stating:

"Thank you, Mr. Speaker. Still in opposition. I'd just like to remind the body, we're still not fully funding OHA's pro-rata share of the ceded lands which were stolen. Thank you."

Representative Ward rose to respond, stating:

"Mr. Speaker, still in opposition. I would like to make a historical note, if I may. For the last 40 to 50 years, we've talked about, hey, we got to get a host cultural center. We want to do as well as the Polynesian Cultural Center. We've got this in other Pacific islands.

"But the funny thing is that the funds have not been there. This bill goes back to where we were decades ago saying, hey, yeah, we got to have a culture center, which is good. But if there's not the money, Mr. Speaker, we're just talking as we have for the last few decades. And if there's any part of this community that needs a boost in the culture, it's the Hawaiian community.

"Which, I'm not going to go on the Department of Home Lands and 100 years, 28,000 on the waitlist, but the Hawaiians have been at the back of the line for so many years. And this bill shows that there's not a priority for the host culture to have a priority for a cultural center, which is sorely needed. So, Mr. Speaker, this is a mini step, but it's actually a step backwards as we go forward. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 733, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN CULTURE," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representatives Holt, Pierick, and Ward voting no, and with Representative Cochran being excused.

Representative Tam, for the Committee on Culture, Arts & International Affairs, presented a report (Stand. Com. Rep. No. 1273) recommending that

S.B. No. 610 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 610, entitled: "A BILL FOR AN ACT RELATING TO AMERICAN SIGN LANGUAGE," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Cochran being excused.

Representative Perruso, for the Committee on Higher Education & Technology, presented a report (Stand. Com. Rep. No. 1274) recommending that S.B. No. 1598, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1598, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER TESTING," passed Second Reading and was referred to the Committee on Water & Land, with Representative Cochran being excused.

Representative Perruso, for the Committee on Higher Education & Technology, presented a report (Stand. Com. Rep. No. 1275) recommending that S.B. No. 236 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 236, entitled: "A BILL FOR AN ACT RELATING TO VICTIM-COUNSELOR PRIVILEGE," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Cochran being excused.

Representative Perruso, for the Committee on Higher Education & Technology, presented a report (Stand. Com. Rep. No. 1276) recommending that S.B. No. 262, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Health & Homelessness.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 262, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL RESIDENCY PROGRAMS," passed Second Reading and was referred to the Committee on Health & Homelessness, with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1277) recommending that S.B. No. 485, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 485, SD 1, entitled: "A BILL FOR AN ACT RELATING TO JUDGES FOR THE DISTRICT COURT OF THE FIRST CIRCUIT," passed Second Reading and was referred to the Committee on Finance, with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1278) recommending that S.B. No. 57, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 57, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY'S 'ŌLELO HAWA'I INITIATIVES," passed Second Reading and was referred to the Committee on Finance, with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1279) recommending that S.B. No. 687, SD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

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

S.B. No. 687, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1280) recommending that S.B. No. 1447, SD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1447, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Holt, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1281) recommending that S.B. No. 113, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 113, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LABELING OF PRODUCTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Holt, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1282) recommending that S.B. No. 667, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 667, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT ORGANIZATIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Holt, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1283) recommending that S.B. No. 1577, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1577, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1284) recommending that S.B. No. 1018, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1018, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY POWERS," passed Second Reading and was referred to the Committee on Water & Land, with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1285) recommending that S.B. No. 384, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 384, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACCESS FOR DISABLED PERSONS," passed Second Reading and

was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1286) recommending that S.B. No. 612, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 612, SD 1, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Morikawa.

Representative Garcia 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 S.B. No. 612, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE ANIMALS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Garcia voting no, and with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1287) recommending that S.B. No. 1418, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1418, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs, seconded by Representative Morikawa.

Representative Garcia 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 S.B. No. 1418, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE POLLUTION," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Garcia voting aye with reservations, and with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1288) recommending that S.B. No. 64, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 64, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICARE SUPPLEMENT INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Mizuno, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1289) recommending that S.B. No. 235, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 235, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Cochran being excused.

Representative Todd, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1290) recommending that S.B. No. 1400, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1400, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL ADVANCEMENT CONTRACTS," passed Second Reading

and was referred to the Committee on Finance, with Representative Cochran being excused.

Representative Todd, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1291) recommending that S.B. No. 1404, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1404, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AERONAUTICS," passed Second Reading and was referred to the Committee on Finance, with Representative Cochran being excused.

Representative Woodson, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1292) recommending that S.B. No. 1518, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor & Government Operations.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1518, SD 2, HD 1 pass Second Reading and be referred to the Committee on Labor & Government Operations, seconded by Representative Morikawa.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1518, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Labor & Government Operations, with Representatives Kapela and Perruso voting no, and with Representative Cochran being excused.

Representative Woodson, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1293) recommending that S.B. No. 1044, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Health & Homelessness.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1044, SD 2, HD 1 pass Second Reading and be referred to the Committee on Health & Homelessness, seconded by Representative Morikawa.

Representative Garcia 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 S.B. No. 1044, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Health & Homelessness, with Representative Garcia voting aye with reservations, and with Representative Cochran being excused.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1294) recommending that S.B. No. 763, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 763, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs, seconded by Representative Morikawa.

Representative Hussey-Burdick 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 S.B. No. 763, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Hussey-Burdick voting aye with reservations, and with Representative Cochran being excused.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1295) recommending that S.B. No. 1352, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1352, SD 2, HD 1 pass Second Reading and be referred to the Committee on Water & Land, seconded by Representative Morikawa.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1352, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Water & Land, with Representative Kapela voting no, and with Representative Cochran being excused.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1296) recommending that S.B. No. 1596, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1596, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL CAMPUSES," passed Second Reading and was referred to the Committee on Education, with Representative Cochran being excused.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1297) recommending that S.B. No. 866, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 866, SD 1, HD 1 pass Second Reading and be referred to the Committee on Economic Development, seconded by Representative Morikawa.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 866, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Economic Development, with Representative Perruso voting no, and with Representative Cochran being excused.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1298) recommending that S.B. No. 1206, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1206, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEPOSITS OF PUBLIC FUNDS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1299) recommending that S.B. No. 1040, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1040, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs, seconded by Representative Morikawa.

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

"Mr. Speaker, strong support. This builds micro-housing for the homeless and particularly for the Hawaiian community. In contrast to what I just spoke about, the privatization of the Hawaiian community, I would do a

juxtaposition of another bill that says if you live on the beach, we're going to give you a relocation allowance. And I know that's not exactly about what this bill is, but it says, if you're Hawaiian and you live on the beach, we're going to give you a micro house. Where is the equity in that, Mr. Speaker? I just say, we've got to keep the Hawaiian issue in perspective. And housing is a key because it's the most homeless, 63% of the Hawaiian community are the ALICE families, asset limited, income challenged earners."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1040, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Cochran being excused.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1300) recommending that S.B. No. 393, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 393, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LANDLORD-TENANT CODE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1301) recommending that S.B. No. 1462, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1462, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED-PROFIT HOUSING ASSOCIATIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1302) recommending that S.B. No. 729, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 729, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOARD MEMBERS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1303) recommending that S.B. No. 975, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 975, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1304) recommending that S.B. No. 599, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 599, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1305) recommending that

S.B. No. 63, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 63, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NURSES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1306) recommending that S.B. No. 674, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 674, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTERSTATE MEDICAL LICENSURE COMPACT," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1307) recommending that S.B. No. 320, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 320, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PSYCHOLOGY INTERJURISDICTIONAL COMPACT," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1308) recommending that S.B. No. 693, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 693, SD 1, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Morikawa.

Representative Garcia 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 S.B. No. 693, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACISTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Garcia voting aye with reservations, and with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1309) recommending that S.B. No. 673, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 673, SD 1, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, 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 S.B. No. 673, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Lamosao voting aye with reservations, and with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1310) recommending that

S.B. No. 465, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 465, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, 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 S.B. No. 465, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Lamosao voting aye with reservations, and with Representative Cochran being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1311) recommending that S.B. No. 962, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 962, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representative Matayoshi, for the Committee on Labor & Government Operations, presented a report (Stand. Com. Rep. No. 1312) recommending that S.B. No. 435, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 435, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Cochran being excused.

Representative Matayoshi, for the Committee on Labor & Government Operations, presented a report (Stand. Com. Rep. No. 1313) recommending that S.B. No. 211, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 211, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Cochran being excused.

Representative Ichiyama, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1314) recommending that S.B. No. 81, SD 2 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 81, SD 2 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs, seconded by Representative Morikawa.

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

"Thank you, Mr. Speaker. No vote and a brief comment. I think that this measure is premature. And I think that we should support the authority that we worked so hard to stand up last year."

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

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

Representative Hussey-Burdick 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 S.B. No. 81, SD 2, entitled: "A BILL FOR AN ACT RELATING TO NATURAL RESOURCE MANAGEMENT," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Hussey-Burdick voting aye with reservations, with Representatives Ganaden, Kapela, and Perruso voting no, and with Representative Cochran being excused.

Representative Ichiyama, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1315) recommending that S.B. No. 833, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 833, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs, seconded by Representative Morikawa.

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

"With reservations with a brief comment. I'm deeply concerned that we are allocating so many resources and so much power to ADC, an attached agency, which I still feel is deeply flawed and unreformed."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 833, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE WAHIAWA IRRIGATION SYSTEM," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Perruso voting aye with reservations, and with Representative Cochran being excused.

Representative Ichiyama, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1316) recommending that S.B. No. 1064, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1064, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DAM AND APPURTENANCE SAFETY," passed Second Reading and was referred to the Committee on Finance, with Representative Cochran being excused.

Representative Ichiyama, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1317) recommending that S.B. No. 1254, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1254, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAIWI COAST," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Cochran being excused.

Representatives Ichiyama and Lowen, for the Committee on Water & Land and the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1318) recommending that S.B. No. 1066, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committees was adopted and S.B. No. 1066, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FRESH WATER SECURITY," passed Second Reading and was referred to the Committee on Economic Development, with Representative Cochran being excused.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1319) recommending that S.B. No. 764, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 764, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representatives Quinlan and Holt, for the Committee on Tourism and the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1320) recommending that S.B. No. 1522, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

Representative Nakamura moved that the report of the Committees be adopted, and that S.B. No. 1522, SD 2, HD 1 pass Second Reading and be referred to the Committee on Water & Land, seconded by Representative Morikawa.

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

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

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

"Mr. Speaker, no vote with a brief comment, please. This is the reorganization of the chairs on the Titanic or creating the Hawai'i Tourism Authority to become the destination management. Even the name of it is not very inspiring, destination management sounds like a very dull, bureaucratic, officious kind of a statement.

"The point is, Mr. Speaker, we're punishing what otherwise the Hawai'i Tourism Authority did a number of years ago when we reached 10 million visitors, we said, oh my God, that's too much. Well, those who put their foot on the accelerator know how to pull it back. Yet now we're rearranging all of this for the sake of what? So, we can tell people in our district, well, we're going to manage tourism.

"Well, The HTA now has a manage tourism plan. Why don't we let them execute it? Why are we changing all of this now in the middle of the stream? They've done a good job. We are rewarding their merit with, we're damning them with faint praise, quite frankly, Mr. Speaker.

"For those reasons, I think we need to look at this in a little bit more serious matter, and this is rather a flip reaction to what, well, we've had too many complaints in our neighborhood, we have too many things that are going on. Well, that's fine. But the ones who did the success are the ones who can manage it successfully. For those reasons, Mr. Speaker, I think this bill needs a lot more contemplation. Thank you."

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

"In strong support, Mr. Speaker. And may I first say how hurt I am to hear my colleague describe the Office of Destination Management as boring and dull. It's the furthest thing from it, and I personally am extremely excited. Thank you."

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

"Request a ruling on a potential conflict of interest. My fiancé works for the Hawai'i Tourism Authority."

The Chair addressed Representative Kahaloa, stating:

"The Chair's ruling is that this measure applies to a class of people. There is no conflict. This ruling remains in effect through *sine die* unless circumstances change."

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 Committees was adopted and S.B. No. 1522, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Water & Land, with Representative Kong voting aye with reservations, with

Representatives Garcia, Pierick, and Ward voting no, and with Representative Cochran being excused.

Representative Lowen, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1321) recommending that S.B. No. 504, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 504, SD 1, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Morikawa.

Representative Garcia 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 S.B. No. 504, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Garcia voting aye with reservations, and with Representative Cochran being excused.

Representatives Lowen and Ichiyama, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1322) recommending that S.B. No. 285, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committees was adopted and S.B. No. 285, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WASTEWATER SYSTEMS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representatives Lowen and Ichiyama, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1323) recommending that S.B. No. 426, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Nakamura moved that the report of the Committees be adopted, and that S.B. No. 426, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Morikawa.

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

"No, please. So, this measure, I believe, describes or there are resources available to people who want to transfer their cesspools or are being required by the state to transition their cesspools. But the reimbursements are only up to \$20,000, and many cesspool conversions require \$50,000. That's a standing balance of \$30,000 that the homeowner would need to have. A lot of my constituents and constituents from around different districts have called my office asking me to vote no. So, to honor their preference, I'm voting no."

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

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

"Thank you, Mr. Speaker. In support and a brief comment. The cost of cesspool conversion varies, depending, so to make a statement that \$50,000 is the amount across the board is pretty off base, that would be a really high end, first of all.

"Second of all, we actually amended this bill in committee to add a provision that Department of Health can grant exemptions based on demonstration of financial need or inability to pay for the conversion for up to five years at a time. So, to me, the effect of this bill would be to, along with the other measures that we're considering this session, really put a sense of urgency on accomplishing these conversions. But also, this bill would really shift the focus to those who can afford to do the conversions and live in the priority areas that have the most cesspools that are causing the most consequences to the environment and to the health of our water systems."

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

"Mr. Speaker, I want to thank the chair. With reservations. My reservation is very much lightened because of what she said. Those who have a hardship, who need time, who need to borrow money, I think it gives an opportunity for that.

"In Hawai'i Kai, I have a number of farmers who have cesspools. They are in a bit of a strait because their leases are only like less than two years away. Because of that, Mr. Speaker, this bill is rather pressing and important.

"But at the same time, Mr. Speaker, we, as the State of Hawai'i, have to take some of the responsibility. We knew about these 88,000 cesspools decades ago. And right now, we're saying, okay, let's hurry up and enforce it, rather than having done it in a systematic, smooth way within the last 10 or 20 years. Can you imagine that these have been possibly leaching into water and other very sanitary places that we should have no sewage related to or near in any shape or form.

"For those reasons, Mr. Speaker, I think this needs to be done and hopefully there's enough money for enough people not on a wait list that says, well, you're not part of the first 200 to do it, like I heard the city and county has something for scholarships, but if you're not on the list high up, you're not going to get it. For those reasons, Mr. Speaker, we got to get rid of 88,000 cesspools, but we have to do it systematically. Thank you."

Representative Lowen rose to respond, stating:

"Just very quickly, I really appreciate having the representative from Hawai'i Kai on my committee. But I would just say, according to the UH cesspool prioritization tool that the provisions of this bill are based on, there are no cesspools in Hawai'i Kai that fall under that. And I think the cesspools being referred to are gang cesspools or large capacity cesspools which have been illegal under the federal law from the EPA since 2005."

Representative Ward rose to respond, stating:

"Mr. Speaker, the good representative from the Big Island is correct except for one thing. The fact of the matter is, they have been categorized as large capacity cesspools. They don't agree with it, but I think that's the conundrum that we're faced with in Hawai'i Kai. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 426, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CESSPOOLS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Ward voting aye with reservations, with Representatives Garcia and Pierick voting no, and with Representative Cochran being excused.

Representatives Lowen and Ichiyama, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1324) recommending that S.B. No. 777, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committees was adopted and S.B. No. 777, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CESSPOOLS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representatives Lowen and Ichiyama, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1325) recommending that S.B. No. 428, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committees was adopted and S.B. No. 428, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CESSPOOLS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representatives Lowen and Ichiyama, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1326) recommending that S.B. No. 781, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committees was adopted and S.B. No. 781, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Cochran being excused.

Representatives Lowen and Ichiyama, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1327) recommending that S.B. No. 458, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Nakamura moved that the report of the Committees be adopted, and that S.B. No. 458, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Morikawa.

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

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

"With reservations and a brief comment. I wanted to thank the chair of EPP for her amendments to this measure. I think that it's a really important conversation. We need to look at how the impacted communities are being brought into the conversation around royalties on energy projects on ceded or stolen lands, and this measure gives us an opportunity to have that conversation."

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

"Thank you, Mr. Speaker. With reservations. I think that this bill is interesting. There's a portion of it that's really fantastic, where 20% of the funding from the royalties would be going back to OHA for public trust revenue, and I think that that's wonderful.

"Currently, 30% of the money goes to the county, 70% goes to the general fund. That 30% that goes to the county, most of it stays in the southern half of Hawai'i Island, with families and areas that are so rural, so remote, that even lack access to running water. So, to watch that money from the county be taken away and put in other spaces makes me a little sad, specifically because it's my community that would be greatly even further impacted. And what would happen with this bill is that they would only be getting 10% of that funding. So, the county would only be getting 10% and then the rest of the money would be going to OHA. I'm hoping that in the next committee they'll be able to look at the possibility of that 20% coming from the general fund instead of coming specifically from the county. Thank you."

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

Representative Onishi rose and asked that the Clerk record an aye vote with reservations 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 Ward rose in support of the measure with reservations 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 Committees was adopted and S.B. No. 458, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ROYALTIES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Garcia, Hussey-Burdick, Kahaloa,

Kapela, Onishi, Perruso, and Ward voting aye with reservations, and with Representative Cochran being excused.

SUSPENSION OF RULES

On motion by Representative Morikawa, seconded by Representative Garcia and carried, the rules were suspended for the purpose of considering a certain Senate Bill for Third Reading by consent calendar. (Representative Cochran was excused.)

THIRD READING

S.B. No. 1, SD 2:

Representative Nakamura moved that S.B. No. 1, SD 2 pass Third Reading, seconded by Representative Morikawa.

At this time, Representative Matsumoto offered Floor Amendment No. 4, amending S.B. No. 1, SD 2 as follows:

SECTION 1. Senate Bill No. 1, SD2, is amended by amending section 14, page 43, by reinserting the language of the current statute to read as follows:

""Medical care and services"" means the diagnosis, examination, and administration of medication in the treatment of venereal diseases, pregnancy, and family planning services. ~~[It shall not include surgery or any treatment to induce abortion.]~~ It shall not include surgery or any treatment to induce abortion.""

Representative Matsumoto moved that Floor Amendment No. 4 be adopted, seconded by Representative Garcia.

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

"Thank you, Mr. Speaker. I stand in support of the floor amendment. This is the first floor amendment that I have ever offered in my 11 sessions here at the Legislature. Very simply, what this amendment aims to do is revert back to our current law in relation to a minor by leaving the definition of medical care and services, as it says in the HRS 577, 'the diagnosis, examination, and administration of medication in the treatment of venereal diseases, pregnancy, and family planning services. It shall not include surgery or any treatment to induce abortion.' The part we want to keep is 'it shall not include surgery.'

"This is a reasonable amendment. It leaves every other section of this bill alone and essentially is just reverting back to our current law where minors cannot obtain a surgical abortion without parental consent.

"The parental consent issue is the most important one for me. I have two children, a son and a daughter, and I can't imagine them having a surgical procedure without me knowing. How do I help to care for my child physically as well as mentally and emotionally if I am to be left out of the equation?

"I know there are scenarios where children are left in heartbreaking and horrible situations where parents are not part of the equation, or even worse, where they are part of the problem. However, we already have statutes in place to deal with these types of issues, and if it isn't enough, we can work to strengthen those specific areas, not take away all parents' abilities to be involved in their children's lives in this area.

"In little ways, year after year, we have slowly chipped away at parental rights and parents' ability to raise their children. Again, this amendment keeps one sentence that this bill has struck out of our current law and leaves everything else. It is a reasonable amendment, and I ask this body for your support. Thank you, Mr. Speaker."

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

"Thank you, Mr. Speaker. In opposition. Mr. Speaker, in opposition for two reasons. First, this floor amendment is fatally flawed, as it does not comport with our drafting requirements. Secondly, Mr. Speaker, and I as the mother of two daughters, understanding the concerns of the good representative from Mililani, puts forward to this body that this amendment

completely undercuts the passage of Senate Bill 1, which seeks to modernize our statutes and protect the rights and private health care choices best made between a patient and their health care provider that have been in existence in our state for over 50 years. Thank you, Mr. Speaker."

The motion that Floor Amendment No. 4, amending S.B. No. 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representative Cochran being excused.

Representative Pierick rose, stating:

"Mr. Speaker, I make a motion that we do a hand count vote."

At 1:16 p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:22 p.m.

At this time, Representative Garcia offered Floor Amendment No. 5, amending S.B. No. 1, SD 2 as follows:

SECTION 1. Senate Bill No. 1, SD2, is amended by amending section 14, page 43, by adding an amended definition as follows:

""Minor"" shall be any person from the age of ~~[fourteen]~~ sixteen to seventeen inclusive."

Representative Garcia moved that Floor Amendment No. 5 be adopted, seconded by Representative Matsumoto.

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

"Thank you, Mr. Speaker. This floor amendment is pretty simple. It just knocks out one word in SB 1, Senate Draft 2, the word 'fourteen' and replaces it with the word 'sixteen' to be in alignment with our current law of consent in Hawai'i for sexual intercourse. So once again, a 14-year-old having an abortion with no parental consent is just absolutely insane, so we're going to change that to 16."

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

"Thank you, Mr. Speaker. In opposition. Mr. Speaker, this floor amendment is unworkable and inconsistent with our age of consent law in chapter 707-730 and 732. Fourteen has been long the age of minority for health care decisions and changing it would impact many other decisions that are currently being made. Thank you, Mr. Speaker."

The motion that Floor Amendment No. 5, amending S.B. No. 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Cochran and Matayoshi being excused.

At this time, Representative Pierick requested a hand count vote.

At this time, the Chair stated:

"Alright members, a division has been requested. Pursuant to Rule 54.1, one-fifth of the membership must vote in the affirmative for a vote by division, and you can signify this by raising your right hand. So, all those in favor of a hand vote, please raise your right hand."

At this time, the Chair called for a show of hands to allow for a hand count vote, and upon a show of hands, the request was denied.

(Main Motion)

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

"Thank you, Mr. Speaker. In strong support. Before I begin my remarks, may request that I can insert written comments, and may I also insert, as part of my written remarks, a letter from the community in support of Senate Bill 1, Senate Draft 2 that was provided to all members of this body from 34 signatories, including the Lieutenant Governor, Sylvia Luke.

"Senate Bill 1, Senate Draft 2 does three critically important things at a time when access to reproductive health care and reproductive health care itself is under attack by politicians who should not, should not, be interfering

in the private health care decisions of patients and their health care providers.

"First, this measure codifies and ensures the current rights and practices that have existed here in our state for nearly 50 years under Hawai'i's historic 1970 law legalizing abortion. Our state constitutional right to privacy that guarantees the fundamental right of privacy, which includes an individual's right to make their own health care decision regardless of age, and U.S. Supreme Court case law, beginning with *Griswold v. Connecticut*, *Eisenstadt v. Baird*, and *Roe v. Wade* and its progeny that ensure the right to reproductive health care for all.

"Second, this measure modernizes our statutes to align with medical care, medical standards of care, and protects the private health care choices best made between a patient and their health care provider.

"Third, Senate Bill 1, Senate Draft 2 protects Hawai'i's health care providers and patients from the efforts of other states who wish to impose criminal and civil liability in connection with reproductive health care services that have long been lawful in this state. Mr. Speaker, for all of these reasons, I stand in strong, unwavering support of Senate Bill 1, Senate Draft 2. Thank you."

Representative Belatti's written remarks are as follows:

"Mr. Speaker, I stand in strong support of Senate Bill 1, Senate Draft 2. This measure is entirely consistent with our state's Constitution, which *Dobbs v. Jackson Women's Health Organization*, 142 S.Ct. 2228 (2022), does not affect. Our State Constitution enshrines a broader right to privacy in Article I, Section 6 that encompasses a right to an abortion and has long been a fundamental right in our state.

"Nowhere is this made clearer than in the committee reports of the 1978 Constitutional Convention of Hawai'i where it was stated that "[b]y amending the Constitution to include a separate and distinct privacy right, it is the intent of your Committee [of the Whole] to insure that privacy is treated as a fundamental right for purposes of constitutional analysis. Privacy as used in this sense concerns the possible abuses in the use of highly personal and intimate information in the hands of government or private parties. . . . More importantly, *this privacy concept encompasses the notion that in certain highly personal and intimate matters, the individual should be afforded freedom of choice* absent a compelling state interest. This right is similar to the privacy right discussed in cases such as *Griswold v. Connecticut*, 381 U.S. 479 (1965), *Eisenstadt v. Baird*, 405 U.S. 113 (1973), *Roe v. Wade*, 410 U.S. 113 (1973), etc. . . . By inserting clear and specific language regarding this right in to the Constitution, your Committee intends to alleviate any possible confusion over the source of the right and the existence of it.' *Committee of the Whole Report No. 15*, in *Proceedings of the Constitutional Convention of the Hawai'i of 1978*, at 1024 (*emphasis added*).

"Following *Dobbs*, it is even more important for our state statutes to clearly protect and advance this right to privacy for individuals, and to shield our residents, health care providers, and others within our borders from potential efforts by other states and third parties to penalize reproductive health care lawfully provided or obtained in our state.

"This measure is not intended to create additional administrative burden for covered entities like health plans and providers. It should not force them to document or extract communications related to treatment, payment, or health care operations concerning reproductive health care decisions.

"Senate Bill 1, Senate Draft 2 is primarily aimed at ensuring that third parties seeking information for use in restricting or otherwise deterring the provision of reproductive health care services, and thereby infringing on an individual's right to privacy, have limited ability to do so in Hawai'i. These third parties should not be weaponizing medical records against the patients who need reproductive health care services or the health care providers who have the professional authority to provide these services

"Finally, Senate Bill 1, Senate Draft 2 reflects the collective action and values of the people of Hawai'i. This was made evident in the rallies, walks, and community conversations that happened in the months after the *Dobbs* decision and leading up to this very day. This collective action is especially apparent in the joint letter to all members of this House included here and signed by the Lieutenant Governor, Hawai'i County Councilmember of

District 2, and 36 community organizations spanning a diverse group of community leaders, business, non-profits, and other organizations.

"For all of the reasons set forth above, I stand in strong support of Senate Bill 1, Senate Draft 2."

Representative Belatti also submit the following:

March 17, 2023

[via e-mail: allreps@capitol.hawaii.gov](mailto:allreps@capitol.hawaii.gov)

House of Representatives
Hawai'i State Capitol
415 South Beretania St.
Honolulu, HI 96813

Re: A Letter from the Community in Support of S.B. 1, S.D. 2 (Relating to Healthcare)

Dear Speaker Saiki and Members of the House of Representatives:

From each of the undersigned, aloha kākou.

Hawai'i has a proud history of advancing social justice issues and fighting for the basic human rights of all people, including a long and deeply held support for reproductive healthcare rights. Among that history, Hawai'i was one of the first states in the country to legalize abortion in 1970, three years ahead of the *Roe v. Wade* decision and led by a bi-partisan effort.

After the fall of *Roe*, over a dozen states across the contiguous U.S. immediately moved to restrict access and criminalize those needing and providing basic healthcare. While these states may be an ocean away, the chilling effect of their laws is already creeping through our community. Patients are unsure as to whether they have the most basic of rights; the right of autonomy over their own bodies and the right to control their own futures. Providers, who already face a labor and resource shortage, are being forced to risk their livelihood and face harassment and legal uncertainty just to provide basic reproductive healthcare. While the state of the law in Hawai'i is not as dire as some of our sister states, we still face an unacceptable level of uncertainty for our patients and exposure for our practitioners.

Furthermore, access to safe and legal abortion care is not only an issue of bodily autonomy and basic human rights, but also an economic issue. The World Health Organization has determined that restricting abortion access is linked to negative effects on pregnant persons' education levels, their participation in the labor market, and their subsequent ability to contribute positively to economic growth. Communities that have full access to healthcare, including abortion care, are healthier and more productive. It is also important to acknowledge that the communities already facing the biggest challenges to economic growth, including Indigenous, Black, and Latino communities, people with low incomes, LGBTQ+ people, immigrants, and people living in rural areas, are the very same demographics most severely impacted by restricted access, thereby further depressing their ability to join the workforce and break the poverty cycle.

We, a diverse group of community leaders, businesses, unions, non-profits, and other organizations, stand together in asking the Hawai'i State legislature to pass Senate Bill 1 to strengthen our current laws, broaden access to abortion care for all persons, and shield our healthcare providers from the draconian and gross over reach of other states. Ensuring that our workforce has access to safe, legal, high-quality healthcare will only further the well-being and health of all communities in Hawai'i, and standing for our medical providers sends a powerful message to those who would seek to persecute them for providing basic but critical care. Access to abortion is a human right, basic healthcare, and a workplace

issue. This is an opportunity for Hawai'i to be an example - once again - to the rest of the country in upholding *Roe* era access and expanding protections for our medical providers.

The undersigned humbly ask our legislators to stand for our providers and protect our access, not only today, but for all future generations.

Mahalo nui loa,

Lieutenant Governor Sylvia Luke	Hawai'i State AFL-CIO
Jennifer Kagiwada, Hawaii County Council, District 2	Hawaii Women Lawyers, Board of Directors
Cu'ri Lee, Board Member - Planned Parenthood	Healthcare Association of Hawai'i
Great Northwest Hawai'i, Alaska, Indiana, Kentucky	Healthy Mothers, Healthy Babies Coalition of Hawai'i
Dr. Ellen-Rae Cachola, Decolonoal Pin@y	Hua Moon Women's Health
Dr. Kim Compcoc, Women's Voices Women Speak	IATSE Local 665
Dr. Chris Lipat, Mind Body Energy Medicine	Japanese American Citizens League
AF3IRM Hawai'i	Labor Caucus, Democratic Party of Hawai'i
American Association of University Women of Hawai'i	Ma'i Movement Hawai'i
American Civil Liberties Union of Hawai'i	National Association of Social Workers
American College of Obstetricians & Gynecologists, Hawai'i, Guam, and American Samoa Section	Patsy T. Mink PAC
Americans for Democratic Action	Planned Parenthood Alliance Advocates - Hawai'i
Hawaii Association of Health Plans	Pride at Work Hawai'i
Hawai'i Children's Action Network	Refuse Fascism Hawai'i
Hawai'i Friends of Civil Rights	Rise Up 4 Abortion Rights
Hawai'i Maternal and Infant Health Collaborative	Save Medicaid Hawaii
Hawai'i Nurses Association	Stonewall Caucus, Democratic Party of Hawai'i
Hawai'i State Coalition Against Domestic Violence	United Public Works, AFSCME, Local 6464, AFL-CIO
	Womens' Caucus, Democratic Party of Hawai'i
	YWCA Kaua'i
	YWCA O'ahu

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

"In opposition. There was over 3,000 abortions in Hawai'i in 2020. That's 3,000 innocent deaths, 3,000 the sheddings of innocent bloods, according to my faith tradition, 3,000 murder, because there was undue the end of life in the mother's womb. As somebody who's received a doctorate degree in counseling, I've walked with women who've grieved after having had an abortion. They're sad that they've done it, they've regretted it, they wish it never happened.

"Life begins at the heartbeat, which is five and a half weeks to six weeks. When we end a child's life, that's not good. There's a lot of noes that come from this caucus, but there is a yes. And the yes is forgiveness. God does offer forgiveness for those who murder their child. And I'm encouraging people to vote against the murderization of children."

Representative Todd rose to a point of order, stating:

"Point of order, Mr. Speaker. Murder is a legal term and should not be thrown around so loosely, perhaps?"

Representative Pierick continued, stating:

"Point of order, the representative from I believe it's Maui is infringing upon my freedom of speech."

At 1:28 p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:31 p.m.

Representative Pierick continued, stating:

"Thank you, Mr. Speaker. In opposition. I'm standing on my First Amendment right to freely speak, to freely express my religious views, and that view is that life begins at conception and that anything that would terminate the child's life, according to the Ten Commandments, is to kill the child, which in an other basic English term is murder. Thank you."

The Chair addressed Representative Pierick, stating:

"Alright members, please refrain from implying a motive and intent with respect to this legislation."

Representative Pierick rose to respond, stating:

"Mr. Speaker, in opposition. Abortion has intent, so we cannot discuss abortion unless it's somehow acted upon us by a third party that we have no consent on. So, I have to convey that there is intent behind abortion, and that's why I'm speaking against it, because I'm against the intent behind killing life."

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

"Mr. Speaker, yes with reservations. I voted no yesterday on the floor during second reading for this measure and in the Judiciary Committee, but I did not feel comfortable voting that way because a woman has a right to choose and it is a personal decision which is separate from religious beliefs and individual beliefs.

"I've always fought for what I know to be right morally, under the law, and in defense of the Constitution. And even though the Supreme Court's Dobbs decision reversed course and reserved the issue of abortion for the states, the spirit of the Roe decision lives on, and therein lies an inherent right to privacy.

"Hence, I respect the perspectives and admire the tenacity of the representative from Ka'u and the representative from Kaua'i when they shared their *mana'o* yesterday, and value their bravery and vulnerability to draw from their lived experiences.

"I have constituents on both sides of the coin when it comes to this issue, and this is the proper way to vote, to represent the voices of all of my constituents and not just the more vocal conservative community members. The representative from Nanakuli made that point clear yesterday in this chamber, that the decision belongs to our community members, and I will add, the spectrum of voices and perspectives.

"I appreciate the viewpoints of my colleagues and respect the diversity of thought and opinions that each of you share as we collaborate in this building and share our *mana'o* on this floor. We all come from different backgrounds and faiths, and no member shall be persecuted if their vote does not succumb to the religious perspectives of another member.

"As a strong Catholic, I spent my formative years at Maryknoll Grade School from K through sixth grade. And as the representative from Makiki could attest to, the school's motto is *Noblesse Oblige*, to whom much is given, much is expected. This means to me that you lead through action, and in turn, those actions will bring glory to God.

"I should not have to feel like less of a Catholic or a Christian on this floor, or feel less worthy of God's favor because I do not subscribe to the sermons that have been prevalent throughout this session. Legislating from the pulpit is contrary to the separation of church and state and has been so prevalent that even the good representative from Kalihi, one of the brilliant legal minds among us here in the House, has recently begun to rebut statements made on this floor with Bible verses instead of the usual course of action with law, data, and policy perspectives.

"But in following in the same vein, I will leave you with this from James 4:12. There is only one lawgiver and judge, the one who is able to save and destroy. But you, who are you to judge your neighbor? Thank you, Mr. Speaker."

Representative Quinlan rose in support of the measure with reservations 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 Garcia rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. This bill is not needed. And I know this is a very emotional bill, there's people on both sides, and for decades in this country, those who are pro-life, those who are pro-choice, and the debate has gone on for a long time. But this bill is not needed because like I said yesterday, if this bill were not to pass, abortion access will not be impacted whatsoever.

"So, people are saying, we're attacking women's rights. If the bill fails, women's rights are still there. They can still have abortions in Hawai'i. So, we can debate the morality of abortion and I'm pretty sure you all know where I stand on it.

"But in this speech, I want to focus on the non-partisan problem of this bill, which is parental consent. I believe that the vast majority of parents in our state agree that a 14-year-old child, a 14-year-old child, should not be allowed to make decisions to have medical surgeries with no parental consent. Like I said yesterday, 14-year-olds need parental consent for a school fieldtrip, to get a flu shot, to get a tattoo or a piercing, but not for a surgical decision which will forever impact the life of that young girl.

"It's horrifying to see the amount of bills this session being pushed through these halls stripping parents of their basic and fundamental rights over their children. Mr. Speaker, Hawai'i's *keiki* does not belong to government. They belong to their parents and their families. And how dare government step in the way of parental rights. Lastly, I must say our state's motto, *ua mau ke ea o ka 'āina i ka pono o Hawai'i*, the life of this land is perpetuated in righteousness, and the passage of this bill is unrighteousness. So, God help us. Thank you."

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:

"In strong support. I'd like to remind the body that parental rights are not absolute. There are important reasons why minors' autonomy should be protected for their health and safety. I think that as a teacher, I've had the experience of working with parents who did not adequately care for their children. And it's been, honestly, a process working through having to protect children from abusive parents that has, frankly, shaped my life.

"And I think that this issue before us reminds us that ideally every child would grow up in a supportive home with open lines of communication

where parents help their children make these decisions, respecting their autonomy as people. But that's not the reality of every child who grows up, they don't necessarily grow up with the safety they deserve. And this bill is for those teens. Families are sacred, but they are not immune to violence and abuse of all forms, and government coercion cannot create this safety.

"As the New Jersey Supreme Court found when it held the state's parental notice law unconstitutional, a law cannot transform a household with poor lines of communication into a paradigm of the perfect American family. All of the major medical associations support the minors' right to choose for themselves, because mandating parental involvement in unsafe situations puts teens' health at risk and does not create healthier families. Thank you."

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

"Mr. Speaker, in strong support. Though member speech is a protected right, the public must be protected from misinformation. I believe we have a duty to rectify when misinformation is being spread in our tenuous and shared democracy.

"Yesterday on second reading and today, the issue of parental consent has gotten much attention. As the Health chair noted, HRS 707-730 and 732 have been the law for decades. The age of consent in Hawai'i is 16 years old. At this age, any person may legally consent to sexual activity with another person who has also reached the age of consent.

"Importantly, Mr. Speaker, there is an age gap provision to avoid the common practice of criminalizing teenage sexual activity. Persons at least 14 years old can consent to activity with a person who is less than five years older than them. Persons under 14 cannot consent to any sexual activity under any circumstances. Consent to STD and HIV testing begins at 14. By practice, prenatal care also begins at 14.

"Mr. Speaker, not passing this bill to protect pregnant people and their hard working, well-educated health care providers to care for them in our communities may lead to an increase in infant and mother mortality. This morning, the CDC produced a report noting that maternal death rates surged by nearly 40% during the second year of the pandemic, widening disparities for women of color and those living in poverty throughout the United States.

"Because there are people in our communities that are against this measure, it should be said that there is something counterintuitive about passing laws that protect abortion. Mr. Speaker, guided by faith in humanity and in support of human life, I vote yes."

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

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

"Mr. Speaker, I oppose this bill. First of all, colleagues, I just want to apologize if I hurt anyone in this room yesterday and even today. I'm not here to hurt anybody, I'm here because of the bill and the word is in this bill because my word, our word, means a lot and this is the law that we're making, I'm not attacking anybody who's writing the bill.

"So, I oppose this bill as a father, and also fathers of mine in my community. When my daughter is at a young age or my son, they got a nightmare, they run into your room, you give them one hug, maybe you sleep with them. As they get older, during the longer years, they fall in love with boyfriends and they get crushed and they get hurt. And we turn back to them and we want to hug them, we want to love them, we want to cry with them. And those are crucial moments in their life, where we be there as parents for our *keikis*.

"Now, this bill, not allowing, I not saying not allowing, the *keiki* has the right not to speak to the parent because the *keiki* is scared, she is scared. I can't imagine how scared she must be because she don't want to look at the dad's eyes because she's afraid of how he might respond. But we cannot push that aside.

"I understand that some families don't have a dad. I understand that's why sometimes we get grandmothers, aunts and uncles, someone that we grew up close with. Adults to able to counsel, to speak, to love, to share, and to cry with them, to hold them. To hold them as long as it can, maybe might take months, maybe might take years. But taking that away and making a

young child to live her life not knowing that she could count on her parents or her dad, without giving them that option, I mean, I'm sorry, the option is there. But she is scared. And I want to be there and other parents like me want to be there for them.

"And if someone get raped, what we tell them in adults is seek counseling, is seek help, is speak and tell. But they're not going to speak and tell to one little kid. They going speak and tell and get help from one adult, someone who's professional, someone who can able to give love and share and care and someone who went through it and someone with experience.

"Mr. Speaker, all I'm saying is that these are our kids. And this bill is shoving something surgically inside of them. And I can't think about, it breaks my heart. And I'm not here to hurt anyone, like I said. It breaks my heart that I have to see, not just my kid, but other kids cannot turn to their *kūpuna*, to their family, to the loved one, to that support. Mr. Speaker, I'm protecting the parents as well I'm protecting our *keikis* with the love and with the support that we hopefully we can give them. Thank you."

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

"Mr. Speaker, I rise in strong support. This bill does not make it illegal for children to communicate with their parents about their health care decisions, should they feel that they are in a supportive and safe environment. This bill protects everyone else who do not have the same supportive home environment and where this does not exist.

"Mr. Speaker, women do not have a responsibility to have children. Women do not assume this responsibility just by deciding to have sex. They certainly should not be mandated to have children just by virtue of being pregnant. Mr. Speaker, I believe that the right to life means protecting a woman's right to her life, an individual's right to choose what to do with that life and with their body and with their health care choices. It means being able to protect a woman's right to decide when to start a family. I believe that that right belongs to a woman alone and it should not be made by any single politician.

"I thank the Senate for sending this bill over and I'm proud to be standing with the majority who are standing up for women's reproductive rights. And I'm proud to be a resident of this state that's setting an example for the rest of the nation. *Mahalo*."

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

"Thank you, Mr. Speaker. I stand in strong support. In 1970 when the members of this same body made our state the first in the nation to legalize abortion, I imagine it was a very difficult process. They were truly leaders when it came to valuing the lives, health, rights, and choices of women. They responded to the calls of my mother's generation, a generation where women became sterile or died due to unsafe illegal abortions. Because of their work, women in my generation and those younger have never known that type of suffering.

"Now, 53 years later, because of efforts by mainland political and judicial bodies to intrude in our state, we find the need to safeguard these existing rights, as well as to codify into law protections for our health care workers who provide abortion services that are legal in our state. We will not let these outside influences intrude, just as we respect women enough to restrain ourselves from intruding in their most private and difficult health care choices.

"These are choices that a woman or a girl may make for many reasons. And if there are some in this body who are trying to decide in their own moral judgment what they think is an okay reason for a woman to make that choice, if there are any at all, I want to share an image that I saw on a sign of a rally last year here where a young woman had a sign that had a chart that said, reasons women choose to have abortions, a pie chart. The biggest portion of the chart said, none of your darn business, and then the smaller sliver of that chart said, also none of your darn business. Thank you, Mr. Speaker."

Representative Perruso rose to respond, stating:

"Thank you, Mr. Speaker. I'm slightly more collected now, so I wanted to add a little bit of data and evidence to our conversation. A national survey of more than 1,500 unmarried minors having abortions in states without

parental involvement laws showed that 61% of pregnant teens discuss the decision to have an abortion with at least one of their parents. And a majority of teens who did not talk to a parent turned to another trusted adult.

"The younger the teen, the more likely they were to have voluntarily discussed the abortion with a parent. In fact, 90% of minors under 15 involved a parent in their decision to have an abortion. For teens who do not confide with a parent, they tend to have good reasons for doing so, which I briefly alluded to earlier, such as a fear that their disclosure will exacerbate an already volatile or unsafe situation.

"One study showed that 22% of teens who did not tell a parent about their abortion decision feared that if they told their parents, they would be kicked out of the house. Just under 10% feared that they would be physically abused because their parents had done so before. Of those who did not tell a parent, 12% did not live with either parent, and 14% had parents who abuse drugs or alcohol.

"So, again, Mr. Speaker, I would like to reiterate the importance of this measure to protect our young people and the decisions that they have the autonomy and authority to make about their bodies."

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

"Thank you, Mr. Speaker. In support. I just want to have the words of the representative from Wahiawa inserted into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Tam continued, stating:

"And some more brief remarks. First, I want to thank the Health and Judiciary chairs for their work on this bill. Mr. Speaker, it's important to note that not all minors have supportive parents with whom they are able to discuss a pregnancy with, and unfortunately in some cases it is the trusted adult that is responsible for the pregnancy. Allowing young women to have autonomy over their bodies and to make their own choice is essential. It can even be lifesaving.

"Mr. Speaker, I also strongly believe in the separation of church and state. But some members of this party seem to only be able to find a biblical justification to vote down this bill. So, if you're persuaded by the Bible, I recite Matthew 7:1, which says, judge not, lest ye be judged.

"Frankly, with all due respect, no man can ever understand this choice, and we cannot judge it. Women are aware of their circumstances, their wants, and their medical needs, and they are fully capable of making this choice. And it is one that no legislative body has a right to infringe upon.

"Hawai'i has a long and proud history of supporting the rights of women. We were the first state in the union to legalize abortion in 1973, years before the federal *Roe v. Wade* decision. When the law was passed, personal experiences and stories were shared about how rich girls went to Japan and poor girls bled out in Chinatown. Abortion is and has always been a socio-economic issue. And the political agenda has never been about the sanctity of life, but to create barriers and maintain the status quo of keeping women in their place and perpetuating cycles of discrimination and poverty. When the law passed, the Hawai'i Legislature listened to their stories. They listened to the doctors, and most importantly, they listened to the women.

"Like I said, we have a long and proud history of not only supporting and upholding women's rights but championing them. In these times where so many women's rights are being violated, we must continue to champion the strength and liberties of women. This bill champions that, and it continues us in the direction that we've been walking forward for 53 years, and we will never take a single step backwards. Thank you."

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

"Thank you, Mr. Speaker. I rise in strong support of the measure before us. As a husband and proud father of two beautiful daughters, this is by far the most consequential vote I'll be casting this legislative session. I don't know how long I'll be a member of this body, but I'm very grateful that here as a freshman, I'm in a position to ensure that all women in Hawai'i can continue to have unfettered access to reproductive health care.

"My yes vote today also means I stand in solidarity with all the dedicated health care professionals in our community who, with the passage of this

bill, can continue to focus on providing lifesaving care without worrying about governmental intrusion into the intimate private health care decisions of their patients. So, Mr. Speaker, for these reasons and many more, I stand in strong support of SB 1, SD 2. Thank you very much."

Representative Alcos rose to respond, stating:

"Second time, Mr. Speaker. I opposed to this bill. Again, family, mens, women, please stand up to supporting your family, your *keikis*. And youth, please depend on your parents as much as you can, because even though sometimes your house going be really hard to deal with, but your family is the best thing that you can count on and they're always going to be there a majority of the time. So, and that's for a majority of the family, not all family, Mr. Speaker, I'm talking about, but majority of family. Family is important and that's what we should lean on. Thank you."

Representative Belatti rose to respond, stating:

"Thank you, Mr. Speaker. In strong support second time and I promise this is my last time. Mr. Speaker, in rebuttal to the representative from Kapolei, District 42. In researching and looking at this issue, I want to call upon the voice from a past, another representative, also Saiki, but this time Patricia Saiki, who in 1970 on this very floor said, 'I am fairly certain that we would not be deliberating this bill here today, if we had not received tremendous support from the people of this State—support from a wide variety of organizations representing a clear cross-section of the entire community.'

"This same representative, this strong Republican woman with clarity of purpose, shared in 2018 her story as to why she was in favor of the abortion bill at that time. And it has to do with the very reasons why we are passing this bill, to provide protections for our health care providers.

"Representative Saiki then, in a 2018 oral history interview, spoke about how she, as the wife of an OB-GYN, would be awakened at 2:00 a.m. in the morning by her husband, who's received a phone call from a patient who went to an illegal abortionist and is now losing blood and is going to die without his help. You know that something's got to be done. Patricia Saiki said, 'he would wake me up and we would go to his office. We couldn't put on the lights because then we would signal that something was going on. The police would come. So we would then use flashlights, and I was the lamp holder. In other words, I held the lamp over the patient while my husband then cleaned out the situation to save her life and save her from the ramifications of the illegal abortionist.'

"Mr. Speaker, without this law, our health care providers are in criminal and civil jeopardy. We know that because we have seen actions by other state actors and members of other states already trying to take action against providers in other states. This bill is critical. Representative Patricia Saiki knew it then and we know it now. And I stand proudly with this body to pass this measure. Thank you, Mr. Speaker."

Representative Garcia rose to respond, stating:

"Thank you, Mr. Speaker. In strong opposition. First and foremost, Congresswoman Saiki did a lot for this state and this country. And unlike some caucuses in this building, we are a big tent with differing perspectives.

"What was mentioned was, I keep hearing separation of church and state. For some reason some people think, Mr. Speaker, that that means you cannot vote on something based upon your personal religious convictions. That's not in any way what that means. Separation of church and state is simply this, the government shall never compel the church what to do, and the church shall never compel the government what to do.

"I keep hearing government overreach into someone's right to choose. What about government overreach in parental rights? And it seems like it's fun to quote scripture today on the floor, so let me just read from Matthew 18:6, but whoever causes one of these little ones who believe in me to sin, it would be better for him to have a great millstone fastened around his neck and to be drowned into the depths of the sea."

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

"Thank you, Mr. Speaker. I rise in strong support, permission to insert written comments into the Journal. I also just wanted to share with my

colleagues that there was a recent poll done in February, statewide, of Hawai'i voters, and that 84% believe that it is important for lawmakers, for us, to ensure that current rights, including the right to access abortion and reproductive health care, are protected.

"An additional 79% agree that all people, regardless of age, should make their own reproductive health care decisions, including abortion. And then finally, Mr. Speaker, 70% overwhelmingly disagreed with the Supreme Court's decision to overturn almost 50 years of precedent in *Roe v. Wade*. Mr. Speaker, I think that's very clear, very resounding, and that's why, in addition to many other reasons, I'm in support of this measure. Thank you."

Representative Ichiyama's written remarks are as follows:

"Thank you Mr. Speaker for the opportunity to submit additional written comments in support of SB 1, SD 2, Relating to Health Care. I am in support of this measure because it will (1) expand access to reproductive health care and (2) protect our health care providers from out-of-state litigation.

"First, this bill expands access to reproductive health care by allowing trained and qualified physician assistants to provide medical and aspiration abortion care in the first trimester. We all know the physician shortage on the neighbor islands, and in 2021 we expanded our law to allow qualified APRNs to also provide abortion care. Numerous studies have demonstrated that abortions performed by physician assistants are as safe and effective as those provided by physicians. Advance practice clinicians will help provide safe abortion access to everyone who needs it, regardless of where they choose to live or receive care.

"Second, the protections in SB 1, SD 2 codify and expand upon Gov. David Ige's 2022 Executive Order to protect our health care providers from out-of-state litigation. At the beginning of this year, the Guttmacher Institute estimated that 24 states have banned abortions or are likely to do so. Approximately 14 states have no clinics providing abortion services. Given Hawai'i's tourist, military and university student populations, it is very possible that a non-resident may seek reproductive health care services from our local providers that would otherwise be prohibited in their home state. Last year, we saw attempts by other states to pass legislation that would allow private citizens to sue any person who helps someone to obtain an abortion, even outside of their state boundaries. We need to protect our health care professionals who are abiding by Hawai'i law and providing much needed medical services.

"For all of these reasons, I am in support of SB 1, SD 2."

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

"Thank you, Mr. Speaker. In strong support and I'd like to adopt the words of the representatives from Makiki and Moanalua," and the Chair "so ordered." (By reference only.)

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

"Thank you, Mr. Speaker. I stand in strong support of SB 1, SD 2, and request that my comments from yesterday's floor session, March 16th, be inserted to the Journal and I here also add further comment," and the Chair "so ordered." (By reference only.)

Representative Amato continued, stating:

"Because of the recent Dobbs ruling, many states have banned or severely restricted access to abortion and now restrict human rights and reproductive freedoms through criminal penalty. This includes not only desperate patients seeking help, but also medical providers.

"Indiana has sued doctors helping rape victims. Missouri has paralleled Texas' gun legislation tactics by allowing anyone to sue someone providing aid to a patient. This means a mother, a father, a friend, even a doctor. Criminalizing medical care is simply unacceptable. This is a clear case where we as state legislators must stand up and protect the rights of our citizens, including our dedicated, hardworking healthcare providers.

"We've heard a lot of talk about constitutional protections and yes, some of it from me. I am again compelled to point out that the due process clause of the 14th Amendment to the Constitution provides a right to privacy. Further, Article 1, Section 6 of the Hawai'i Constitution states, 'the right of the people to privacy is recognized and shall not be infringed without the

showing of a compelling state interest. The legislature shall take affirmative steps to implement this right.'

"We are all sworn to follow this and take those steps today. Both Federal and State Constitution wisely prevents overreach in matters of privacy and therefore protects a pregnant person's liberty to choose to have an abortion without excessive government knowledge and the subsequent restriction.

"I am a mother of three young women. I value my right to privacy. I value your right to privacy. I live in Kihei, Hawai'i, not Beijing nor Moscow. I am proud to live in a country where human rights, like privacy and health care, are respected and supported. A state where medical professionals are protected and a society where our Constitution is understood and upheld with noble actions from many of my honorable colleagues.

"We must support our people, not criminalize those who need help. I stand in support of our Hawai'i Constitution, which I have sworn to uphold. I stand in support of people in desperate need. I stand in support of our noble medical practitioners. I stand in support of SB 1 and of human rights. Thank you, Mr. Speaker."

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

"Thank you, Mr. Speaker. Can I get a ruling on a potential conflict of interest? My daughter is a registered nurse," and the Chair ruled, "no conflict."

Representative Onishi continued to speak in support of the measure, stating:

"Thank you. I stand in strong support, and I'd like to have the words from the representative from Makiki added as if they were my own," and the Chair "so ordered." (By reference only.)

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

"Thank you, Mr. Speaker. I support this bill. I'd like to first thank the Health chair and Judiciary & Hawaiian Affairs chair for overseeing this bill in the House. I'd like to recognize our representative from Salt Lake for spending a lot of time during the interim working with all of the women organizations to help craft this bill. I'd also like to thank our Republican members for agreeing and supporting 95% of this effort to modernize the abortion laws in Hawai'i.

"On this issue of parental consent, a couple of months ago, it probably was last month that I met with OB-GYNs who have the task of performing abortions in our state. And they said that, in alignment with statistics shared by our representative from Wahiawa, that most of the girls who come in have a parent, one or two parents, with them when they come in to do the abortion.

"But there are situations, Mr. Speaker, where this is not the case. Where a family member is the cause of the need for the abortion, and it is a very difficult situation to be in. I struggle myself as a parent with a daughter, and it was my daughter who convinced me when she was in college that, mom, not everyone has the kind of relationship that we have, one that is based on trust and open communications. That she had friends that did not have this type of relationship, that they cannot speak to a parent who may be abusive or not in their lives.

"So, I think on this one issue of parental consent, I'm in strong support of this measure and I believe that all women and all of our young women have the right to choose what to do with their bodies. And I just want to acknowledge all of the work that went into creating this bill before us. Thank you."

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

"Thank you, Mr. Speaker. In strong support. In addition to the right to privacy and legal protection for medical providers, as my colleagues have spoken about well, while all women in Hawai'i do have a right to an abortion, on the outer islands, that right is often hard to practice. On the island of Kaua'i, surgical abortions are non-existent and medication abortions are hard to come by. So, people who can afford to can fly to O'ahu, spend a week on O'ahu, go into a hotel room and receive abortion services. Those who cannot afford to are left behind. And I have heard many, many

stories from friends and constituents on Kaua'i. And in this bill by expanding access to ensure that physician assistants can perform certain types of abortions, including medication abortions, is critical for the outer islands, especially Kaua'i, to ensure that those who need those services can receive those services. Thank you."

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

"Mr. Speaker, in strong support. I have said a lot. I still feel the impact of yesterday. I think that what people may not understand, if you've never had to go through something like this, is that it's such an emotional decision. Regardless of what anyone chooses, it is deeply emotional and you carry it for the rest of your life. It also changes every single aspect of your life.

"I wouldn't be sitting in this chair if it wasn't for Planned Parenthood, and I know that. And I would like to thank every single member that stood up today to support a woman or a pregnant person's right to choose what they do with their body. I would also like to thank the many, many individuals across the state who have advocated for this issue. And to anyone who is experiencing this choice, know that whatever choice you choose, you are brave and you are loved."

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

"Thank you, Mr. Speaker. I wasn't going to stand up today, but I have to. I'm in strong support of this. I'm just thankful that way back when, when I made my mistake, abortion was legal and I was able to get it on Kaua'i, which was absolutely amazing. I was a straight-A student. I had aspirations to go to college to become a social worker, perhaps a psychologist, although I ended up being an accountant. But for sure, I would not be here today if I didn't have that choice. Mr. Speaker, it was my body, it was my future, it was my right, and it was my choice. Thank you."

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

"In strong support. Thank you for everyone who shared their words today, their feelings on this bill, and I'm just excited to be here as we make this decision and vote today. It's really important, it is a difficult choice, but the merits of this bill are great because it offers choice, and that's why this bill is important. We're not telling people what they can or cannot do, we're allowing that choice reign. And that it is a personal decision like the representative from Ka'u has mentioned. It's personal, it's difficult, it's emotional. But we are allowing women to have the flexibility of that choice. And I'm honored that we get to vote today to honor choice and allow choice to be had for any woman that has had to make a choice in their life. So, thank you."

At this time, the Chair stated:

"Before taking the vote, the Chair would just like to thank all of the members for your civility and perspective this afternoon."

The motion was put to vote by the Chair and carried, and S.B. No. 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Third Reading by a vote of 43 ayes to 7 noes, with Representatives Kitagawa, Lamosao, Quinlan, and Souza voting aye with reservations, with Representatives Alcos, Garcia, Kila, Kong, Matsumoto, Pierick, and Ward voting no, and with Representative Cochran being excused.

At 2:09 p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 1, SD 2

LATE INTRODUCTIONS

The following late introduction was made to the members of the House:

Representative Nakamura introduced members of the Patsy Mink PAC.

ANNOUNCEMENTS

Representative Quinlan: "Wow, okay, thank everyone for that robust discussion. But today is Saint Patty's Day, on a lighter note. And on St. Patrick's Day, everybody is Irish and as has now become an annual tradition, we've received a care package from our friend, Senate President Mark Daley in Ireland, and he sent us an Irish flag. So when we've concluded

all this and we gavel out, I invite you guys all to come up to the rotunda and take a picture with the Irish flag with all of us. Thank you."

Representative Ward: "Thank you, Mr. Speaker. That is a great reminder of a great day for the Irish. But there's also a great day for civilized society, and Mr. Speaker, I first want to note what you said about the civility. I think everybody agreed to disagree. That's really a bonus for all of us in representing our people in a way that doesn't go to the person but goes to the issue.

"Having said that, Mr. Speaker, very important announcement I have is that when we were in recess, the one year of the Ukrainian war took place. But today the announcement is that Mr. Putin has been charged by the International Court in Hague for, and I read specifically, war crimes. And it's with that warrant for his arrest that was issued in The Hague, Mr. Speaker, I say that in the sense that there may be something shifting in that particular situation. But I want to remind people, if you're war weary, we still have the Ukrainian flags. Mr. Speaker, thank you for giving the lapel, are there any of these left that are still there? We still have some flags in our office if you're there. So, please don't weary in your well doing for that.

"Having said that, Mr. Speaker, remember Zelensky and his support for what is otherwise freedom for the people of Europe and America. Thank you, Mr. Speaker. I know a little bit unusual announcement, but it's important for what Mr. Putin is getting from the world court today. Thank you."

COMMITTEE ASSIGNMENTS

The following measure was referred to committee by the Speaker:

S.C.R.

No. Referred to:

14 Committee on Judiciary & Hawaiian Affairs, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

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

H.R.

No. Re-referred to:

15 Committee on Judiciary & Hawaiian Affairs

H.C.R.

No. Re-referred to:

15 Committee on Judiciary & Hawaiian Affairs

S.B.

No. Re-referred to:

1457, Committee on Finance
SD1

ADJOURNMENT

At 2:12 p.m., on motion by Representative Morikawa, seconded by Representative Garcia and carried, the House of Representatives adjourned until noon Monday, March 20, 2023. (Representative Cochran was excused.)