

## THIRTY-SEVENTH DAY

Thursday, March 23, 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 Vice Speaker Ilagan presiding.

The invocation was delivered by Representative Elijah Pierick, after which the Roll was called showing all members present with the exception of Representative Martinez, who was excused.

On motion by Representative Morikawa, seconded by Representative Garcia and carried, reading of the Journal was dispensed with and the Journals of the Twenty-Fourth and Twenty-Fifth Days were approved. (Representatives Martinez and Nakashima were excused.)

## GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1101 and 1102) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1101, informing the House that on March 22, 2023, the following bill was signed into law:

S.B. No. 36, entitled: "A BILL FOR AN ACT RELATING TO THE INITIATION OF FELONY PROSECUTIONS." (ACT 001)

Gov. Msg. No. 1102, informing the House that on March 22, 2023, the following bill was signed into law:

S.B. No. 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE." (ACT 002)

## INTRODUCTIONS

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

Representative Nishimoto introduced students, teachers, and chaperones from Queen Kaahumanu Elementary School.

Representative Aiu introduced students from Moanalua Middle School; teachers, Jarrett Honjiyo and Linda Higashi; counselor, Petunia Lau; and student teacher, Ka'eo Lee.

Representative Chun introduced Waipahu High School students Cayla Jurison and Rani Richardson.

Representative Tam introduced Jacob Aki, communications director for Hawai'i State Senate, and his wife, Annie Aki.

Representative Kila introduced Capsun Poe from the Office of Hawaiian Affairs; and Al Medeiros.

Representative La Chica introduced her staff, Shirley Yamauchi and Erin Conway.

Representative Matsumoto introduced her interns, Diego Carranza and Marwa Kriraa.

Representative Holt introduced Lauren Ballesteros Watanabe and Rebekah Garrison from Sierra Club of Hawai'i; guests of Wayne Tanaka: Craig and Soongoo Tanaka, parents, and Aiko Yamashiro, partner; members of O'ahu Water Protectors: Phillip Shane Pale, Mialisa Otis, Kelvin Gonsalves, Dani Espiritu, Cheryl Burgharc, Kaiulani Lambert, Al Medeiros, James Auld, Leianuenue Niheu, Melodie Aduja, Ekina Lindsey, Malia Marquez, and Louisa Keawe; from Council for Native Hawaiian Advancement: Kuhio Lewis and Sterling Wong; and his staff, Iwalani Lonoaea and Madison Cahill.

Representative Kapela introduced activist, Cheryl Burgharc.

Representative Poepoe introduced her cousin, Shane Pale.

Representative Ilagan introduced his mother, Joy Preciado Mentnech; his father, Mike Mentnech; his sister, Jeanine Mentnech; and his partner, Nikki Watts.

## ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS  
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 221) was announced by the Clerk and the following action taken:

H.R. No. 221, entitled: "HOUSE RESOLUTION COMMENDING THE HEROES AND PROTECTORS OF O'AHU'S DRINKING WATER," was offered by Representative Holt.

Representative Holt moved that H.R. No. 221 be adopted, seconded by Representative Lowen.

Representative Lowen recognized Mr. Lau for defending our water supply and becoming the voice of Hawai'i's aquifer; commended him as a hero and protector of O'ahu's drinking water; and congratulated and introduced honoree who was seated on the Floor of the House:

Ernest "Ernie" Lau, manager and chief engineer, Board of Water Supply.

Representative Aiu recognized Ms. Sonoda-Pale for advocating for our water security for future generations, working to raise awareness on O'ahu's water crisis; commended her as a hero and protector of O'ahu's drinking water; and congratulated and introduced honoree who was seated on the Floor of the House:

Healani Sonoda-Pale, lead organizer, O'ahu Water Protectors.

Representative Holt shared that *ola i ka wai*, water is life, and recognized Mr. Tanaka as a warrior for *wai*, recognized his passion for native ecosystems, community-based resource management, and conservation; thanked him and other volunteers, members, and supporters who have accepted the *kuleana* to protect our land, water, and special places; commended him as a hero and protector of O'ahu's drinking water; and congratulated and introduced honoree who was seated on the Floor of the House:

Wayne Tanaka, executive director, Sierra Club of Hawai'i.

The motion was put to vote by the Chair and carried, and H.R. No. 221 was adopted, with Representatives Lamosao, Martinez, and Nakashima being excused.

At 12:29 p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:41 p.m.

## REPORTS OF STANDING COMMITTEES

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1459) recommending that S.B. No. 1215, 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. 1215, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTHCARE PRECEPTORS," passed Second Reading and was referred to the Committee on Finance, with Representatives Martinez and Nakashima being excused.

Representative Belatti, for the Committee on Health & Homelessness, presented a report (Stand. Com. Rep. No. 1460) recommending that S.B. No. 755, 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. 755, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISABILITY HEALTH DISPARITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Martinez and Nakashima being excused.

Representatives Holt and Matayoshi, for the Committee on Economic Development and the Committee on Labor & Government Operations, presented a report (Stand. Com. Rep. No. 1461) recommending that S.B. No. 1057, 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 Committees be adopted, and that S.B. No. 1057, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary & Hawaiian Affairs, seconded by Representative Morikawa.

Representative Kong 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. 1057, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT EARNINGS," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representative Kong voting no, and with Representatives Martinez and Nakashima being excused.

Representative Todd, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1462) recommending that S.B. No. 809, 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. 809, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Martinez and Nakashima being excused.

Representative Todd, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1463) recommending that S.B. No. 1506, 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. 1506, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Martinez and Nakashima being excused.

Representative Todd, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1464) recommending that S.B. No. 588, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 588, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Morikawa.

Representative Kila 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. 588, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXCESSIVE NOISE," passed Second Reading and was referred to the Committee on Finance, with Representative Kila voting no, and with Representatives Martinez and Nakashima being excused.

Representative Woodson, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1465) recommending that S.B. No. 832, SD 2, HD 1 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. 832, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Finance, with Representatives Martinez and Nakashima being excused.

Representative Woodson, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1466) recommending that S.B. No. 1232, 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. 1232, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE LIBRARY SYSTEM," passed Second Reading and was referred to the Committee on Finance, with Representatives Martinez and Nakashima being excused.

Representative Woodson, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1467) recommending that S.B. No. 1596, SD 1, HD 1 be referred to the Committee on Finance.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1596, SD 1, HD 1 be referred to the Committee on Finance, 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. 1596, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL CAMPUSES," was referred to the Committee on Finance, with Representative Pierick voting no, and with Representatives Martinez and Nakashima being excused.

Representative Woodson, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1468) recommending that S.B. No. 1344, 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. 1344, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATIONAL HEALTH SERVICES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Martinez and Nakashima being excused.

Representative Woodson, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1469) recommending that S.B. No. 1023, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1023, SD 1, HD 2 be referred to the Committee on Finance, 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. 1023, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," was referred to the Committee on Finance, with Representative Pierick voting no, and with Representatives Martinez and Nakashima being excused.

Representatives Hashimoto and Woodson, for the Committee on Housing and the Committee on Education, presented a report (Stand. Com. Rep. No. 1470) recommending that S.B. No. 941, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Nakamura moved that the report of the Committees be adopted, and that S.B. No. 941, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, 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 Committees was adopted and S.B. No. 941, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SCHOOL FACILITIES AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representative Pierick voting no, and with Representatives Martinez and Nakashima being excused.

Representative Ichiyama, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1471) recommending that S.B. No. 93, 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. 93, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REUSE ZONES," passed Second Reading and was referred to the Committee on Finance, with Representatives Martinez and Nakashima being excused.

Representative Ichiyama, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1472) recommending that S.B. No. 1018, SD 1, HD 1 be referred to the Committee on Finance.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1018, SD 1, HD 1 be referred to the Committee on Finance, seconded by Representative Morikawa.

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

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

Representative Matsumoto rose 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. 1018, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY POWERS," was referred to the Committee on Finance, with Representative Matsumoto voting aye with reservations, with Representatives Garcia and Pierick voting no, and with Representatives Martinez and Nakashima being excused.

Representative Ichiyama, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1473) recommending that S.B. No. 1136, 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. 1136, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," passed Second Reading and was referred to the Committee on Finance, with Representatives Martinez and Nakashima being excused.

Representative Ichiyama, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1474) recommending that S.B. No. 1264, 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. 1264, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL FISHING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Martinez and Nakashima being excused.

Representative Ichiyama, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1475) recommending that S.B. No. 1332, 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. 1332, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Martinez and Nakashima being excused.

Representative Ichiyama, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1476) recommending that S.B. No. 1417, 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. 1417, 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 Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, strong no vote."

At 12:45 p.m., Representative Nakamura requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:51 p.m.

At 12:52 p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:53 p.m.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1417, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE," passed Second Reading and was referred to the Committee on Judiciary & Hawaiian Affairs, with Representatives Pierick and Ward voting no, and with Representatives Martinez and Nakashima being excused.

Representative Ichiyama, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1477) recommending that S.B. No. 1598, SD 2, HD 1 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. 1598, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER TESTING," was referred to the Committee on Finance, with Representatives Martinez and Nakashima being excused.

Representatives Ichiyama and Hashimoto, for the Committee on Water & Land and the Committee on Housing, presented a report (Stand. Com. Rep. No. 1478) recommending that S.B. No. 1573, 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 Committees was adopted and S.B. No. 1573, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Martinez and Nakashima being excused.

**ANNOUNCEMENTS**

Representative Holt: "Thank you, Mr. Speaker. I'd like to send our *mahalo* to CNHA for allowing us to participate in the parade this weekend. Last call for any participants, please let me know immediately after session. Thank you very much."

**COMMITTEE REASSIGNMENTS**

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

<u>H.R.</u> <u>Nos.</u>	<u>Re-referred to:</u>
57	Committee on Higher Education & Technology
85	Committee on Water & Land
127	Committee on Water & Land
<u>H.C.R.</u> <u>Nos.</u>	<u>Re-referred to:</u>
55	Committee on Higher Education & Technology
80	Committee on Water & Land
126	Committee on Water & Land

**ADJOURNMENT**

At 12:57 p.m., on motion by Representative Morikawa, seconded by Representative Garcia and carried, the House of Representatives adjourned until noon tomorrow, Friday, March 24, 2023. (Representatives Martinez and Nakashima were excused.)