

## FORTY-SEVENTH DAY

**Tuesday, April 11, 2023**

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

The invocation was delivered by Representative Diamond Garcia, after which the Roll was called showing all members present with the exception of Representatives Martinez and Todd, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-Fifth and Forty-Sixth Days was deferred.

**SENATE COMMUNICATIONS**

The following communications from the Senate (Sen. Com. Nos. 681 through 702) were received and announced by the Clerk:

Sen. Com. No. 681, transmitting H.B. No. 40, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 682, transmitting H.B. No. 126, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CORRUPTION," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 683, transmitting H.B. No. 307, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARK LEASES," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 684, transmitting H.B. No. 308, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE FOOD SYSTEMS," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 685, transmitting H.B. No. 313, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 686, transmitting H.B. No. 365, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL MANAGEMENT AREAS," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 687, transmitting H.B. No. 485, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 688, transmitting H.B. No. 580, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIM-COUNSELOR PRIVILEGE," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 689, transmitting H.B. No. 606, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEAT PROCESSING," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 690, transmitting H.B. No. 607, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 691, transmitting H.B. No. 617, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ORAL HEALTH," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 692, transmitting H.B. No. 694, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 693, transmitting H.B. No. 707, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FALSE CLAIMS," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 694, transmitting H.B. No. 711, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FRAUD," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 695, transmitting H.B. No. 948, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD AND ADOLESCENT

MENTAL HEALTH," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 696, transmitting H.B. No. 971, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 697, transmitting H.B. No. 972, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ANIMAL INDUSTRY SPECIAL FUND," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 698, transmitting H.B. No. 986, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OFFICIAL MISCONDUCT," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 699, transmitting H.B. No. 1033, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE COUNCIL," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 700, transmitting H.B. No. 1294, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 701, transmitting H.B. No. 1409, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEE BENEFITS," which passed Third Reading in the Senate on April 6, 2023.

Sen. Com. No. 702, transmitting H.B. No. 1502, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," which passed Third Reading in the Senate on April 6, 2023.

Representative Nakamura moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Morikawa and carried: (Representatives Martinez and Todd were excused.)

H.B. No. 40, (SD 1)  
 H.B. No. 126, HD 1, (SD 1)  
 H.B. No. 307, HD 1, (SD 1)  
 H.B. No. 308, HD 1, (SD 2)  
 H.B. No. 313, HD 1, (SD 2)  
 H.B. No. 365, HD 1, (SD 2)  
 H.B. No. 485, HD 3, (SD 2)  
 H.B. No. 580, HD 1, (SD 1)  
 H.B. No. 606, HD 1, (SD 1)  
 H.B. No. 607, HD 2, (SD 2)  
 H.B. No. 617, HD 1, (SD 2)  
 H.B. No. 694, HD 1, (SD 1)  
 H.B. No. 707, HD 1, (SD 1)  
 H.B. No. 711, HD 1, (SD 1)  
 H.B. No. 948, HD 2, (SD 2)  
 H.B. No. 971, HD 2, (SD 1)  
 H.B. No. 972, HD 1, (SD 1)  
 H.B. No. 986, HD 1, (SD 1)  
 H.B. No. 1033, HD 1, (SD 1)  
 H.B. No. 1294, HD 1, (SD 1)  
 H.B. No. 1409, HD 2, (SD 2)  
 H.B. No. 1502, HD 1, (SD 1)

**INTRODUCTIONS**

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

Representative Hashimoto introduced Mike White, former Representative and current Hawai'i Tourism Authority board member.

**ORDER OF THE DAY**

**SUSPENSION OF RULES**

On motion by Representative Morikawa, seconded by Representative Garcia and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Martinez and Todd were excused.)

**CONSENT CALENDAR**  
**UNFINISHED BUSINESS**

At this time, the Chair stated:

"Members, there will be no discussion as these are items agreed to by this body for placement on the consent calendar."

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2081) recommending that S.B. No. 855, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 855, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM RESERVE REQUIREMENTS," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2082) recommending that S.B. No. 1437, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1437, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PASS-THROUGH ENTITY TAXATION," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 2084) recommending that S.B. No. 1344, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1344, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATIONAL HEALTH SERVICES," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2085) recommending that S.B. No. 1151, SD 2, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1151, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY COLLEGE PROMISE PROGRAM," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2088) recommending that S.B. No. 63, SD 2, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 63, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO NURSES," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2089) recommending that S.B. No. 599, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 599, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2090) recommending that S.B. No. 759, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 759, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING

TO HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2091) recommending that S.B. No. 900, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 900, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE HEALTH INSURANCE ASSISTANCE PROGRAM," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2097) recommending that S.B. No. 404, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 404, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2098) recommending that S.B. No. 1351, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1351, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INFANT AND EARLY CHILDHOOD MENTAL HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2099) recommending that S.B. No. 1473, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1473, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2100) recommending that S.B. No. 1592, SD 2, as amended in HD 1, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1592, SD 2, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Tam's written remarks in support of the measure are as follows:

"Mr. Speaker, I rise in support of the measure before us. Senior citizens are prime targets for scams and the Medicare Patrol Program needs all the help they can get to combat this. I represent several Seniors that have been victims of these Medicare scams. According to testimony, Hawai'i reports over \$17 million in losses through online scams and we are projected to lose \$53 million annually by 2035 if this continues. By passing SB 1592, we equip the Executive Office of Aging with the necessary help it needs to protect one of our most vulnerable populations."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1592, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SENIOR MEDICARE PATROL PROGRAM," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2101) recommending that S.B. No. 57, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 57, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY'S 'OLELO HAWA'I INITIATIVES," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2103) recommending that S.B. No. 813, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 813, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2105) recommending that S.B. No. 1166, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1166, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RENEWAL OF DRIVER'S LICENSES," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2107) recommending that S.B. No. 1527, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1527, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADDRESS CONFIDENTIALITY," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2108) recommending that S.B. No. 297, SD 2, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 297, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS-IN-AID," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2109) recommending that S.B. No. 811, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 811, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DEMOGRAPHIC DATA," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2110) recommending that S.B. No. 814, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 814, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC INFORMATION TECHNOLOGY ACCESSIBILITY FOR PERSONS WITH LIMITED ENGLISH PROFICIENCY," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2111) recommending that S.B. No. 1129, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1129, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Tam's written remarks in opposition to the measure are as follows:

"Mr. Speaker, I rise in opposition to the measure before us. This measure is well intended and is meant to address some of the delays when it comes to small projects by raising the threshold for exemptions on procurement from \$25,000 to \$50,000. While I understand the need to cut back on government bureaucracy it should not come at the cost of transparency and fairness. At this pivotal time where the Legislature is working to regain public trust, this bill would be a step in the wrong direction.

"I understand that inflation rates have gone up raising the threshold to \$50,000 is an astronomical increase. It is also important to note that the Office of Procurement has come out in opposition to this bill.

"I would like to thank the Chair of Finance for blanking out the threshold amount, however, as it moves to conference, I would rather the current amount of \$25,000 remain the same."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1129, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading by a vote of 47 ayes to 2 noes, with Representatives Perruso and Tam voting no, and with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2112) recommending that S.B. No. 1135, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1135, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2113) recommending that S.B. No. 1138, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1138, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2114) recommending that S.B. No. 1141, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1141, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2115) recommending that S.B. No. 1384, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1384, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2116) recommending that S.B. No. 1254, SD 2, HD 2 pass Third Reading.

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 2, entitled: "A BILL FOR AN ACT RELATING TO THE KAIWI COAST," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2125) recommending that S.B. No. 445, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 445, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO POLLUTION ABATEMENT," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2133) recommending that S.B. No. 1357, SD 1, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1357, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2135) recommending that S.B. No. 833, SD 2, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 833, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE WAHIAWA IRRIGATION SYSTEM," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2138) recommending that S.B. No. 398, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 398, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD WELFARE," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2139) recommending that S.B. No. 894, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 894, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF WELLNESS AND RESILIENCE," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2141) recommending that S.B. No. 1044, SD 2, HD 2 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1044, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2145) recommending that S.B. No. 483, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 483, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PROBATE CODE," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2148) recommending that S.B. No. 1076, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1076, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2149) recommending that S.B. No. 1277, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1277, SD 2, HD 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2151) recommending that S.B. No. 51, SD 1, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 51, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2152) recommending that S.B. No. 182, SD 1, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 182, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCLOSURES OF FINANCIAL INTERESTS," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

### THIRD READING

#### S.B. No. 602, SD 2, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, S.B. No. 602, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Martinez and Todd being excused.

At 9:17 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 855, SD 1, HD 2  
 S.B. No. 1437, SD 1, HD 2  
 S.B. No. 1344, SD 2, HD 2  
 S.B. No. 1151, SD 2, HD 1  
 S.B. No. 63, SD 2, HD 3  
 S.B. No. 599, SD 1, HD 2  
 S.B. No. 759, SD 2, HD 2  
 S.B. No. 900, SD 2, HD 2  
 S.B. No. 404, SD 2, HD 2  
 S.B. No. 1351, SD 2, HD 2  
 S.B. No. 1473, SD 2, HD 2  
 S.B. No. 1592, SD 2, HD 1  
 S.B. No. 57, SD 2, HD 2  
 S.B. No. 813, SD 1, HD 2  
 S.B. No. 1166, SD 2, HD 2  
 S.B. No. 1527, SD 2, HD 1  
 S.B. No. 297, SD 2, HD 1  
 S.B. No. 811, SD 2, HD 2  
 S.B. No. 814, SD 2, HD 2  
 S.B. No. 1129, SD 2, HD 2  
 S.B. No. 1135, HD 2  
 S.B. No. 1138, HD 2  
 S.B. No. 1141, SD 2, HD 2  
 S.B. No. 1384, SD 2, HD 2  
 S.B. No. 1254, SD 2, HD 2  
 S.B. No. 445, SD 2, HD 2

S.B. No. 1357, SD 1, HD 1  
 S.B. No. 833, SD 2, HD 3  
 S.B. No. 398, SD 1, HD 2  
 S.B. No. 894, SD 2, HD 2  
 S.B. No. 1044, SD 2, HD 2  
 S.B. No. 483, SD 1, HD 2  
 S.B. No. 1076, SD 2, HD 2  
 S.B. No. 1277, SD 2, HD 2  
 S.B. No. 51, SD 1, HD 1  
 S.B. No. 182, SD 1, HD 1  
 S.B. No. 602, SD 2, HD 1

At this time, the Chair stated:

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

At 9:18 a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 9:24 a.m.

### ORDINARY CALENDAR

### UNFINISHED BUSINESS

#### S.B. No. 47, HD 1:

Representative Nakamura moved that S.B. No. 47, HD 1 pass Third Reading, seconded by Representative Morikawa.

At this time, Representative Tarnas offered Floor Amendment No. 6, amending S.B. No. 47, HD 1, as follows:

SECTION 1. Senate Bill No. 47, H.D. 1, section 6, is amended by changing the effective date from July 1, 2023, to June 30, 3000, to read as follows:

"SECTION 6. This Act shall take effect on June 30, 3000."

Representative Tarnas moved that Floor Amendment No. 6 be adopted, seconded by Representative Takayama.

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

"Mr. Speaker, thank you. This is just to allow us to take this measure to conference in order to address some unforeseen concerns and objections raised by members regarding this, especially related to the ability of the Office of Elections to carry this out, and also the potential confusion to voters when the sample ballot is different from the ballot that they see in the voting booth or when they receive their ballot in the mail. So, I'd like the opportunity to address this in conference. So, I'm asking for this floor amendment, which only changes the effective date to be defective to allow this to go to conference. Thank you, and I'm standing in support."

The motion that Floor Amendment No. 6, amending S.B. No. 47, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ARRANGEMENT OF CANDIDATE NAMES ON BALLOTS," be adopted, was put to vote by the Chair and carried, with Representative Todd being excused.

At 9:26 a.m., the Chair noted that Floor Amendment No. 6 was adopted.

At this time, the Chair stated:

"Please note the 48-hour notice for this measure."

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2079) recommending that S.B. No. 1588, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1588, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOOD SAFETY," passed Third Reading by a vote of 50 ayes, with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2080) recommending that S.B. No. 449, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 449, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"No, please. So, this measure would focus tax dollars on art. I think art is a good thing, our culture should be preserved. But when you talk about tax dollars, I think our tax dollar money should be going towards other things other than art. Thank you."

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

"Mr. Speaker, in support. The Festival of Pacific Arts happens every four years. And this upcoming year Hawai'i has been chosen to host this prestigious event. And it would bring some much-needed economic boost to Hawai'i's economy when it comes to our small businesses who are still recovering from the COVID 19 pandemic. So, I urge all members to vote in support of this measure."

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

"In strong support and I'd like to adopt the words of the representative from Waikiki," and the Chair "so ordered." (By reference only.)

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

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

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

"Same request, Mr. Speaker, and a brief comment in support. The Festival of Pacific Arts has been delayed due to COVID, and Hawai'i has not hosted the Pacific Arts Festival. This festival is the culmination of the Polynesian cultures throughout the *pae 'āina* that exists here in the Pacific Oceania, and I think what a beautiful chance for Hawai'i to display the Native Hawaiian culture to our Polynesian brothers and sisters. So, I stand in strong support and I hope our colleagues can support this measure. *Mahalo.*"

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 449, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE FESTIVAL OF PACIFIC ARTS," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Pierick voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2083) recommending that S.B. No. 1518, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1518, SD 2, HD 3 pass Third Reading, 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. 1518, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Third Reading by a vote of 48 ayes to 2 noes, with Representative Hussey-Burdick voting aye with reservations, with Representatives Kapela and Perruso voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2086) recommending that S.B. No. 674, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 674, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE INTERSTATE MEDICAL LICENSURE COMPACT," passed Third Reading by a vote of 50 ayes, with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2087) recommending that S.B. No. 975, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 975, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

"*Mahalo*, Mr. Speaker. In strong support. *Mahalo* to the chairs, the Health chair, CPC, and Finance for passing out this measure. I just wanted to share that this is a measure that would regulate e-cigarettes, as they remain to be the only tobacco product unregulated in the state. This measure would subject e-cigarettes to the current regulations that apply to cigarettes and other tobacco products. This includes taxation, the restriction of online sales, and requiring permitting and licensing.

"Five years ago, the U.S. Surgeon General declared e-cigarette use among youth as an epidemic. In 2022, national e-cigarette use among high school students was 14.1%. Here in Hawai'i, it is 31%. For U.S. middle schoolers, it was 3.3%, while in Hawai'i, it is 18%. So, we know the statistics, we've heard from our youth, we've seen the stories. Now is the time for us, this is our only remaining bill to regulate e-cigarettes. And I hope my colleagues join me in supporting this measure. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 975, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 50 ayes, with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2092) recommending that S.B. No. 1370, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1370, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSES TO SOLEMNIZE MARRIAGES," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Pierick voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2093) recommending that S.B. No. 1492, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1492, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Garcia voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2094) recommending that S.B. No. 397, SD 2, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 397, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL MEDICAID SERVICES," passed Third Reading by a vote of 50 ayes, with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2095) recommending that S.B. No. 239, SD 2, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 239, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING ACCREDITATION," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Pierick voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2096) recommending that S.B. No. 295, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 295, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Mr. Speaker. I rise in strong support. I just wanted to note that this is something that was included in a bill that was vetoed by the governor last year. And it would help the Child Welfare Services, which has a dramatic increase in funding should the budget go through as it is this year, spend that money more wisely.

"This would be a working group with all the various stakeholders that play one part or another in serving this community and in interacting as part of the community, whether they be resource caregivers or birth families or nonprofits. And I just think that this is a great investment in helping us reform Child Welfare Services and use their expanded budget well. 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. 295, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CHILD WELFARE SERVICES," passed Third Reading by a vote of 50 ayes, with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2102) recommending that S.B. No. 151, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 151, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Mr. Speaker, with reservations. I strongly support the intent of this bill, however, I do have some concerns as to its implementation. In its execution, it may be difficult to have such a stringent policy in place across the board for all of our law enforcement agencies. In Judiciary and its most recent testimony to the Finance Committee, HPD stated that it currently has policies and procedures in place that either meet or exceed those proposed in the bill, including reasonableness in its use of force, a duty to intervene with regard to unlawful use of force, and use of force training and reporting.

"The requirement in this bill that a law enforcement officer intercede when present and observing another law enforcement officer using force that is clearly beyond that which is necessary, as determined by an objectively reasonable law enforcement officer under the circumstances, taking into account the possibility that other law enforcement officers may have additional information regarding the threat posed by a subject, could present a gray area. Many instances of perceptions of excessive force could go either way, and hence it has oftentimes been left to the courts to determine if excessive force were used in each circumstance that rose to a litigious level.

"I caution that a mistake of fact scenario could lead to unintended outcomes due to the duty to intercede, as the objectively reasonable officer may not have all the facts necessary to make a proper split-second decision as to whether to intervene, and in some instances could create more chaos by intervening where it is not necessary or could even present more danger.

"I will also note that SHOPO is in strong opposition to this bill, stating in their testimony that this bill continues to add unnecessary scrutiny and burden on our police officers when multi layers of safeguards are already in place that hold each and every county police officer accountable for their individual actions and omissions, both administratively and criminally. For these reasons, I am hesitant to give my full support to this measure as written due to the logistical burdens. Thank you, Mr. Speaker."

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. 151, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT REFORM," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives

Matsumoto and Souza voting aye with reservations, with Representatives Alcos, Garcia, and Ward voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2104) recommending that S.B. No. 821, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 821, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Mr. Speaker. In strong support. There have been several good fireworks bills introduced this session, but those bills were piecemeal approaches to combating illegal fireworks and would likely remain fruitless in its execution if we do not have a strategic plan in place to combat the fireworks issue comprehensively, engaging all stakeholders and enforcement agencies.

"One of the top complaints I received from my constituents in Kapolei and Makakilo pertains to illegal fireworks. They are tired of fireworks laws that are on the books but do little to deter people from obtaining illegal fireworks and creating havoc in our communities with their loud booms at all hours of the day. Illegal fireworks continue to be a nuisance for our community members, and I strongly support this attempt to establish an illegal fireworks taskforce for the peace and enjoyment of our communities. 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. 821, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Third Reading by a vote of 50 ayes, with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2106) recommending that S.B. No. 1490, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1490, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO STATE EMPLOYEES," passed Third Reading by a vote of 50 ayes, with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2117) recommending that S.B. No. 1286, SD 1, HD 2 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1286, SD 1, HD 2 pass Third Reading, 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. 1286, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Third Reading by a vote of 50 ayes, with Representative Hussey-Burdick voting aye with reservations, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2118) recommending that S.B. No. 44, SD 2, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 44, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO STATE WATER CODE PENALTIES," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Garcia voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2119) recommending that S.B. No. 1064, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1064, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Mr. Speaker. In strong support. I think this is a good dam bill that fortunately rises to the level of a damn good bill, and I'd be damned if I didn't stand up and speak on this particular measure. Thank you to the senator from Maui for introducing this measure and highlighting the importance of dam safety legislation.

"For those of us on this floor who, as a 1L at Richardson, took first semester Civil Procedure with Professor Yamamoto, we read the Buffalo Creek Disaster, the harrowing true story of the coal slurry impoundment dam in Logan County, West Virginia, bursting and unleashing 132 million gallons of black wastewater, ravaging through 16 coal towns, killing 125 men, women, and children, injuring over 1,000 people, and leaving 4,000 people homeless.

"The Buffalo Mining Company operated the dam under the parent company Pittston Coal. For our class purpose, the Buffalo Creek Disaster was a lesson in piercing the corporate veil and allowed Pittston Coal to be sued as stockholders as a parent company. My takeaway was that dams are dangerous. Without proper maintenance, it can wreak havoc, which in that instance, Pittston Coal tried to argue that the bursting was an 'Act of God.' But in reality, the situation was simply preventable.

"In 2006, a dam privately owned by a local businessman broke on Kaua'i, killing seven people. The Ka Loko Dam disaster unleashed an estimated 400 million gallons on the community nearby. Dams are dangerous if not upkeep. Therefore, I wholeheartedly support this grant program in this bill. 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. 1064, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DAM AND APPURTENANCE SAFETY," passed Third Reading by a vote of 50 ayes, with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2120) recommending that S.B. No. 1332, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1332, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT," passed Third Reading by a vote of 50 ayes, with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2121) recommending that S.B. No. 1296, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1296, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"No, please. So, this measure would expand the government by creating more government. And so, I'm not in support of that. I believe that we should decrease the government and decrease the state budget and decrease taxes."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1296, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DESIGNATED ECONOMIC DEVELOPMENT DISTRICT," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Pierick voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2122) recommending that S.B. No. 419, SD 1, HD 1 pass Third Reading.

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

S.B. No. 419, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CARBON SEQUESTRATION," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Garcia and Pierick voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2123) recommending that S.B. No. 459, SD 2, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 459, SD 2, HD 1 pass Third Reading, seconded by Representative Morikawa.

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. 459, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HYDROGEN FUELING SYSTEM SUBACCOUNT," passed Third Reading by a vote of 50 ayes, with Representative Amato voting aye with reservations, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2124) recommending that S.B. No. 1520, SD 2, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1520, SD 2, HD 1 pass Third Reading, seconded by Representative Morikawa.

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. 1520, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PACIFIC HYDROGEN HUB," passed Third Reading by a vote of 50 ayes, with Representative Amato voting aye with reservations, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2126) recommending that S.B. No. 458, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 458, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

"Mr. Speaker, request for a ruling on a potential conflict. My brother is an OHA trustee, and this bill would provide a percentage of geothermal royalties to the Office of Hawaiian Affairs."

The Chair addressed Representative Souza, stating:

"No conflict, ruling stands till *sine die*, unless your circumstances changes."

Representative Poepoe 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. 458, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ROYALTIES," passed Third Reading by a vote of 41 ayes to 9 noes, with Representative Poepoe voting aye with reservations, with Representatives Alcos, Ganaden, Garcia, Kahaloa, Kapela, Kila, Matsumoto, Pierick, and Ward voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2127) recommending that S.B. No. 504, SD 1, HD 2, as amended in HD 3, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 504, SD 1, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you again, Mr. Speaker. In strong support. This is important legislation that will help halt PFAS, harmful forever chemicals. I would like to point out that there is still so much to learn about PFAS and the Environmental Protection Agency has a strategic roadmap in place to protect the environment and people from PFAS that was implemented in October 2021.

"EPA's three main goals related to PFAS are research, restrict, and remediate. Research to increase understanding, restrict to proactively prevent PFAS from entering air, land, and water at levels that can adversely impact human health and the environment, and remediate, broadening and accelerating the cleanup of PFAS contamination to protect human health and ecological systems. This bill will help with preventative measures and restrict PFAS from continuing its harmful effects in line with the current work of the EPA. Thank you, Mr. Speaker."

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. 504, SD 1, HD 3, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION," passed Third Reading by a vote of 44 ayes to 6 noes, with Representative Matsumoto voting aye with reservations, with Representatives Aiu, Garcia, Kila, Kong, Lamosao, and Pierick voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2128) recommending that S.B. No. 393, SD 1, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 393, SD 1, HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE LANDLORD-TENANT CODE," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Pierick voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2129) recommending that S.B. No. 1442, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1442, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO OHANA ZONES," passed Third Reading by a vote of 50 ayes, with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2130) recommending that S.B. No. 729, SD 1, HD 2 pass Third Reading.

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 2, entitled: "A BILL FOR AN ACT RELATING TO BOARD MEMBERS," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Garcia and Pierick voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2131) recommending that S.B. No. 865, SD 2, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 865, SD 2, HD 1 pass Third Reading, 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."



Representative Tam rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Tam's written remarks are as follows:

"Mr. Speaker, I rise in support of the measure before us. Housing continues to be a crisis for local people here in Hawai'i. Solutions have been presented from banning vacation rentals or limiting the sale of property to residents only, but none of those solutions will get us close to solving this crisis. I appreciate the introducer for presenting a bold solution such as this one to get our families into housing and I support this pilot project as it has shown promise."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 865, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 47 ayes to 3 noes, with Representative Hussey-Burdick voting aye with reservations, with Representatives Cochran, Kapela, and Perruso voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2132) recommending that S.B. No. 898, SD 2, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 898, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KUPUNA HOUSING," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Pierick voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2134) recommending that S.B. No. 1596, SD 1, HD 1 pass Third Reading.

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 Third Reading by a vote of 49 ayes to 1 no, with Representative Pierick voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2136) recommending that S.B. No. 1136, SD 1, HD 1 pass Third Reading.

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 Third Reading by a vote of 50 ayes, with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2137) recommending that S.B. No. 784, SD 1, HD 2 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 784, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you again, Mr. Speaker. In strong support. Thank you to the senator from Moloka'i for introducing this important legislation for residents there. My roots are in Moloka'i and I have *'ohana* that still lives there. We have to make commuting to and from Moloka'i more accessible for its residents. And lowering passenger tickets and encouraging airlines to enter the market at Moloka'i Airport will help with that. Thank you."

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

"No, please. So, this measure would help an airline company get to and fro from Moloka'i. I think that's a good thing that we have airfare for our residents. At the same time, if a business is struggling, I don't believe it's the taxpayer's role to bail out that company. Whether it's a car company, a small business, or an airline, I don't think the tax dollars should be funding the

economy by bailing out a business. I think the business should improve their operation to stay afloat or to stay in flight. So, I'll be voting no."

Representative Souza rose to respond, stating:

"Mr. Speaker, again rising in strong support. I would like to note that the representative from Hoopili is misstating the purpose and intent of the bill. 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. 784, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AIRLINES," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Pierick voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2140) recommending that S.B. No. 941, SD 2, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 941, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SCHOOL FACILITIES AUTHORITY," passed Third Reading by a vote of 50 ayes, with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2142) recommending that S.B. No. 764, SD 1, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 764, SD 1, HD 3, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Kapela and Perruso voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2143) recommending that S.B. No. 725, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 725, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Mr. Speaker, I rise in opposition. Thank you, Mr. Speaker. As many of you know, before joining this body, I had the privilege of serving as the deputy director of the Department of Human Resources Development in the prior administration. One of my proudest accomplishments during my tenure at DHRD was successfully transitioning thousands of state employees to telework during the early phases of the pandemic.

"Through the governor's stay at home orders, telework allowed us to keep government operating while keeping our employees safe during the course of the public health emergency. Although I oppose this bill for reasons I'll get into shortly, I want to make it very clear that I'm a strong proponent of telework. Among other things, it helps employees achieve work-life balance and protects our planet by keeping cars off the road. I'm convinced that telework is here to stay. It's a very powerful recruitment and retention tool and something that public employers, like the State of Hawai'i, must offer to stay competitive with the private sector.

"Mr. Speaker, from my experience, telework is predicated on two things, communication and trust. Managers have to be clear in communicating their expectations and have to trust that their employees are responsible enough to complete their tasks without constant supervision. Conversely, employees have to understand that working from home or a remote site is a privilege, not a right, and that those who violate that should expect to have that privilege revoked.

"My objections pertain primarily to the poorly defined telework monitoring system that's included in this bill. In your Committee on Finance, it was shared with us that such a system can cost upwards of \$1 million per department, yet it's not exactly clear what it would accomplish for such an exorbitant amount.

"Mr. Speaker, I opined in your Committee on Finance that this bill is a solution in search of a problem, and my feelings have not changed. If there are productivity issues with employees who are teleworking, rather than implementing a costly system that would potentially violate the privacy of state employees, the easy no-cost solution, as in free, is to simply bring them back to the office.

"There's also the important issue of respecting the collective bargaining process. As the DHRD deputy, I sat through numerous negotiation sessions, and in my opinion, modifying work conditions by utilizing this type of system must be negotiated by the employer and the exclusive representative of each of the various bargaining units.

"Lastly, Mr. Speaker, it's no secret that the executive branch continues to have challenges filling thousands of vacant positions. Despite the challenges that COVID presented, I personally regret that we weren't able to make more progress on this front while I was there. But as we emerge out of the pandemic, I believe DHRD must remain singularly focused on recruiting qualified candidates to fill those vacancies. Tasking them with procuring and implementing a telework monitoring system, as outlined in this bill, is an unnecessary distraction from their core mission. So, for these reasons, Mr. Speaker, I oppose this bill and encourage my colleagues to do the same. Thank you."

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

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

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

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

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

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

"In support. Thank you, Mr. Speaker. I agree with the previous speaker that telework is an important aspect that we need to start looking into. This bill, when it came over to us from the Senate, did have a lot of issues, I thought. But the House's position, I think, is much smaller. And what it's meant to do is convince the more traditional managers in the state government, and some of the people here in this building too, that telework is an effective policy that does not lead to a decrease in productivity.

"While I can appreciate the state's current telework policy, and I think it's a good one, it does leave a lot of options open and discretion open to various departments and various managers. In order to convince the managers and certain department heads that teleworking is an effective policy, because I do agree that it can be a powerful recruitment tool for state government, I think we need more data. And that's what this bill aims to do.

"One of the things that this bill aims to do is to require a report to the State Legislature of various aspects, and some of those are aspects such as how many positions a department feels that can telework effectively, and how many of those positions are teleworking effectively. It's holding certain departments accountable for actually implementing this teleworking policy.

"Another thing that the House put in is training generally for all managers throughout the state to allow them to more effectively manage teleworking employees. Now, teleworking has been around for a while, that's why it's called telework not internet work, but I think the older school managers are not used to managing employees that don't have their butts in their seats where they can't walk by their desk at any time to kind of look over their shoulder. And while I think my generation and then the younger generations agree that that's not necessary, I think certain older managers have a mindset that butts in seats is how you manage. We want to move away from that. And I think the only way we can convince them to move away from this is

to give them data. And again, that's what this bill manages to do, and to manage and train these managers to effectively manage the productivity of teleworking employees.

"This bill originally was meant to implement this telework monitoring program on all departments. We've pared it down to a kind of a pilot program of three departments that are willing and kind of eager to implement a telework policy. And I think that by showing the teleworking policy can work effectively on a wider scale from these three departments and getting the data to back this up, we can convince other departments to follow suit, other managers to follow suit, and spread the teleworking policy implementation throughout the state. And again, I do agree that it would be a great recruitment tool to fill all these vacancies. Thank you, Mr. Speaker."

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

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

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 725, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TELEWORKING," passed Third Reading by a vote of 33 ayes to 17 noes, with Representatives Hussey-Burdick and Souza voting aye with reservations, with Representatives Aiu, Alcos, Amato, Chun, Evslin, Garcia, Garrett, Gates, Holt, Kahaloa, Kapela, Kila, La Chica, Lamosao, Martinez, Poepoe, and Takenouchi voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2144) recommending that S.B. No. 1522, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1522, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Mr. Speaker, in support. I am not sure if this is the best way to go about pivoting from a focus on strictly marketing Hawai'i and a strong emphasis on tourism to managing tourism in a different way. But this is what we have on the table before us, and we should see if this route will produce better results and a greater tolerance for tourism from our resident's perspective.

"I do take issue with the tourism liaison officer position that this bill will establish within the Office of the Governor. For consistency purposes, the name of this position should be destination management liaison officer, because if the agency has a stale name, as the representative from Hawai'i Kai has already pointed to on previous occasion, so too shall this newly formed position. Some of the functions of this position should be best left to the executive director of destination management, and some functions could probably be designated to current policy folks already on the fifth floor. Thank you."

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

"Mr. Speaker, I rise in strong opposition. Thank you, Mr. Speaker. I'm going to quote our good friend Paul Brewbaker from UHERO, UHERO is the UH research office that does a lot of the economic development, and many of those members are part of our Council on Revenues, the guys who know what's happening in the area. The point is, Brewbaker argues that, as I will, that this bill will not improve tourism in Hawai'i.

"HTA has accomplished its initial task of marketing our state with flying colors. Yet, as I've spoken many times on the floor, it has been now us to punish them for succeeding. That's taking merit and turning it on its head, Mr. Speaker. As conditions and sentiments change, so has their focus. The HTA has begun an aggressive pivot to existing island-specific destination management, repeat, destination management, not marketing and getting more visitors beyond the \$10 million mark.

"So, has the HTA in need of change? Of course, it does. As Mr. Brewbaker says, the governance model is one of those, and its cost-cutting impact is another one. But should we be playing with the biggest economic variable that keeps Hawai'i alive, Mr. Speaker? It's military spending and tourism, yet we're playing around with it. We're mucking around with something that is very vital to the very existence of each of our districts. As HTA President John De Fries said last week, this measure is like throwing out the baby and keeping the bathwater. That's direct from the Finance Committee testimony.

"Mr. Speaker, the bottom line is, in the initial UHERO position, is that we've got to get our history straight. According to Mr. Brewbaker, HTA was established as a destination management organization, not just a destination marketing organization. So, management is already part of its history, of its origins, of its purpose. And another key point I want to mention from Mr. Brewbaker is that, under De Fries, the new director, HTA produced a destination management action plan for each island to 'rebuild, redefine and reset and tourism's direction.' Basically, the essence of what this bill is by throwing the baby out and keeping the bath. And that's over a three-year period, which has already begun. HTA calls it a regenerative model of tourism, regenerative meaning to bring life back to it in a controllable way.

"Mr. Brewbaker continues by saying, SB 1522, Mr. Speaker, the bill before us on this floor, it proposes to 'dissolve' the Hawai'i Tourism Authority and create a new tourism agency because some state lawmakers claim that the HTA has 'failed to effectively execute its duties to manage the tourism marketing plan for the State.' The bill cites evidence of 'mismanagement' by the HTA in the failed award of the \$34 million U.S. marketing contract. It demonstrates HTA's noncompliance with the Hawai'i public procurement code. Which to my way of thinking is a mistake, by the way that DBEDT flubbed the marketing, not HTA, that was a DBEDT fault.

"Continuing with Mr. Brewbaker, he said, if passed, this bill, SB 1522, SD 2, would establish an Office of Tourism and Destination Management within DBEDT for administrative purposes. It would be governed by a nine-member unpaid board of directors appointed by the governor.

"Mr. Speaker, what does government do well? It often does very poorly in business, and it politicizes, because it puts it under the governor to appoint the people and under DBEDT to run it, of which has done a very, very difficult job of where we are now because of the way that one particular gentleman who has retired couldn't get the contract straight between two competing entities.

"The point is, when politicians get involved in economics, economics go south. Not only does Mr. Brewbaker chime in on this, so does the Honolulu Advertiser that he cites. He says the Honolulu Star-Advertiser editors opine that creating a new agency while tourism is moving in a new direction is not a good idea. A better idea is to fix HTA.

"Mr. Speaker, I think that's what we need to do, put our heads together and fix it instead of, again, using Mr. De Fries—"

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

Representative Ward continued, stating:

"So, the editors of the Honolulu Advertiser said it's a better idea to fix the Hawai'i Tourism Authority. Fix it means put your heads together, find out what's going right, what's going wrong, rather than, again, keeping the water and throwing the baby out.

"The bottom line, I think, Mr. Speaker, is summarized somewhat by this quote from Mr. Brewbaker. Instead of rushing into a decision that holds little promise of success, what is needed is a cool-headed look at how Hawai'i can craft a new tourism governance system that will actually work. Hawai'i is not alone in trying to fix its destination governance system, other destinations are doing the same, and some, especially in Europe, have a head start on us. We can benefit from studying other destinations such as Europe

and how they're doing. There was a bill, HB 1381, at the Legislature that proposes to do just that, but it didn't get a hearing and, thus, died during the session. Repealing HTA without an improved replacement is unwise.

"I repeat, Mr. Speaker, repealing HTA without an improved replacement is unwise. Unwise does not impute motive, but it does say it's a bad policy which is in this bill. Mr. Speaker, let's keep HTA alive and keep the baby alive with it. Thank you."

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

"Thank you, Mr. Speaker. I rise in support. Ten million visitors a year, Mr. Speaker. Depending on where you stand on this issue, that's either a fantastic number or a terrifying one. And we got there in a very short span of time. And it's not just the sheer raw number of visitors, Mr. Speaker. It's that the visitor has changed. The type of vacations that people like to go on has changed. Thanks to social media, Instagram, and its ilk, there are no hidden local places anymore. There is no such thing as privileged local knowledge. There are so many places in all of our communities that were previously reserved only for us and are now inundated day after day by tourists who want to have an authentic vacation. And that's really what it comes down to, right, is having an authentic vacation.

"But, Mr. Speaker, we are not Disneyworld, even if we cost more than Disney World. And we have to make sure that we set expectations for our visitors. Mr. Speaker, destination management is not just a bunch of words thrown together. Destination management is an investment in our local communities. Destination management is the idea that when push comes to shove, we should put the taxpayer first and put people over profits. Mr. Speaker, while I appreciate the comments of my colleague from Hawai'i Kai, I'd just like to close with this. The fault, dear Brutus, lies not in our stars, but in ourselves. Thank you."

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

Representative Ward rose to respond, stating:

"Mr. Speaker, I left out a couple of very important points. One was when times were in trouble in 2008, when the economy dipped, we cheered HTA. Come on, guys, get more people here, let them spend more money. We don't want you beer budget guys, we want champagne spenders. And it worked. The point is, those are the guys who put their foot on the accelerator, they are the ones who will know how to take it off, Mr. Speaker. That's one point that I failed to mention.

"The second thing is, the unkindest, using the Shakespearean notion, the unkindest cut of all is that the budget is cut 50%. So, if we want to do a good job, whether we're reversing it with this bill or with the old way of doing it, the HTA as it is now, why are we cutting the budget to do something of which we've got to turn a huge ship around and expect it's going to be on a diet budget. Mr. Speaker, it does doesn't make sense.

"So, this bill, I think it's good. We can tell our constituents, hey, we're going to keep cars out of your place, there's going to be less Airbnb. We're getting a nice virtue signaling to those people who vote for us. But in terms of substantive economic intellectual development, I think we're taking a step backwards, Mr. Speaker. So, we get a virtue signal out of this, but in terms of substantive development, this bill will be regretted. Thank you."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1522, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Third Reading by a vote of 45 ayes to 5 noes, with Representatives Garrett, Kahaloa, and Kila voting aye with reservations, with Representatives Alcos, Garcia, Matsumoto, Pierick, and Ward voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2146) recommending that S.B. No. 627, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 627, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Garcia voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2147) recommending that S.B. No. 682, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 682, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL FUR PRODUCTS," passed Third Reading by a vote of 45 ayes to 5 noes, with Representatives Alcos, Garcia, Kong, Pierick, and Ward voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2150) recommending that S.B. No. 1543, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1543, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC FINANCING FOR CANDIDATES TO ELECTED OFFICE," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Garcia and Pierick voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2153) recommending that S.B. No. 1005, SD 2, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1005, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELECTION OF THE PRESIDENT," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Garcia voting no, and with Representative Todd being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2154) recommending that S.B. No. 1230, SD 2, HD 1 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 1230, SD 2, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

"In opposition. So, this measure would curtail our Second Amendment rights. I have had constituents reach out to me mentioning how they do want gun control, and so that's an admirable motion, and I'm glad that they're reaching out to us. At the same time, we've taken an oath of office to defend the Constitution. So, if the Second Amendment says we shall not infringe this, we can't vote yes on this measure, at least I believe I can't vote yes on this measure in good conscience, knowing that I took an oath to defend the Constitution on January 18th. Thank you"

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

"In support. Thank you. This measure was carefully crafted in order to make sure that we do comply with the U.S. Supreme Court decision, the *Bruen* case, where we are allowed to set up a reasonable system of regulation for concealed carry weapons. And we crafted this with that in mind so the members here would be able to vote in support of this and also recognize that we are being consistent with the Second Amendment. Thank you very much."

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

"Thank you, Mr. Speaker. In strong support. I'd just like the words of the representative from Waimea inserted into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

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

"Same request," and the Chair "so ordered." (By reference only.)

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

"Thank you. In strong support."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1230, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Third Reading by a vote of 41 ayes to 9 noes, with Representatives Alcos, Garcia, Gates, Kila, Kong, Matsumoto, Pierick, Souza, and Ward voting no, and with Representative Todd being excused.

At 10:07 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1588, SD 2, HD 2  
 S.B. No. 449, SD 2, HD 2  
 S.B. No. 1518, SD 2, HD 3  
 S.B. No. 674, SD 1, HD 2  
 S.B. No. 975, SD 2, HD 3  
 S.B. No. 1370, SD 1, HD 1  
 S.B. No. 1492, SD 2, HD 2  
 S.B. No. 397, SD 2, HD 1  
 S.B. No. 239, SD 2, HD 3  
 S.B. No. 295, SD 2, HD 2  
 S.B. No. 151, SD 2, HD 2  
 S.B. No. 821, SD 1, HD 2  
 S.B. No. 1490, SD 1, HD 2  
 S.B. No. 1286, SD 1, HD 2  
 S.B. No. 44, SD 2, HD 3  
 S.B. No. 1064, SD 2, HD 2  
 S.B. No. 1332, SD 1, HD 2  
 S.B. No. 1296, SD 2, HD 2  
 S.B. No. 419, SD 1, HD 1  
 S.B. No. 459, SD 2, HD 1  
 S.B. No. 1520, SD 2, HD 1  
 S.B. No. 458, SD 2, HD 3  
 S.B. No. 504, SD 1, HD 3  
 S.B. No. 393, SD 1, HD 3  
 S.B. No. 1442, SD 2, HD 2  
 S.B. No. 729, SD 1, HD 2  
 S.B. No. 865, SD 2, HD 1  
 S.B. No. 898, SD 2, HD 1  
 S.B. No. 1596, SD 1, HD 1  
 S.B. No. 1136, SD 1, HD 1  
 S.B. No. 784, SD 1, HD 2  
 S.B. No. 941, SD 2, HD 1  
 S.B. No. 764, SD 1, HD 3  
 S.B. No. 725, SD 2, HD 2  
 S.B. No. 1522, SD 2, HD 2  
 S.B. No. 627, HD 2  
 S.B. No. 682, SD 1, HD 2  
 S.B. No. 1543, SD 2, HD 2  
 S.B. No. 1005, SD 2, HD 1  
 S.B. No. 1230, SD 2, HD 1

## ANNOUNCEMENTS

Representative Kapela, for the Committee on Higher Education & Technology, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures on Wednesday, April 12, 2023, at 2:00 p.m. in Conference Room 309, and the Chair "so ordered."

S.C.R. No. 27, SD 1, Urging the University of Hawaii System to Provide Menstrual Products, Free of Charge, to Students at All of Its University, Community College, and Education Center Campuses as Part of a Public Health and Education Equity Strategy That Addresses Economic Disparities;

S.C.R. No. 74, Requesting the Hawaii Broadband and Digital Equity Office to Increase Access to Wi-Fi in Public Parks throughout the State;

S.C.R. No. 79, SD 1, Urging the University of Hawaii to Convene a Working Group to Create a Plan for the Establishment of a Maritime College and to Establish a Maritime College;

S.C.R. No. 37, SD 1, Urging the Department of Health to Perform a Feasibility Study of the Benefits of Authorizing Reimbursement for Services Provided through Telehealth by Way of Audio-Only Telephonic Communication;

S.C.R. No. 179, Urging Congress to Begin a Discussion Considering the Benefits and Risks of Artificial Intelligence Technologies; and

S.C.R. No. 185, SD 1, Urging the Executive Office on Aging to Work in Concert with the Hawaii Broadband and Digital Equity Office, Hawaii Broadband Hui, and AARP Hawai'i, to Develop a Standard Training Workshop for Kupuna and Caregivers on How to Select and Purchase Appropriate Broadband Connectivity Equipment and Audio-Visual Equipment Such as Tablets, and How to Operate Equipment to Access Telehealth Services.

Representative Souza: "Thank you, Mr. Speaker. I would like to extend best wishes and congratulations to all of the *halau, kumu hula, hula* dancers, and behind-the-scenes helpers and *alaka'i* who have embarked or are currently embarking on their journey to Hilo, Hawai'i, for the 60th Annual Merrie Monarch Festival this week. A special *aloha* to Aunty Luana Kawelu for continuing to perpetuate this important legacy, and to our dear friend Mele Apana, who is co-hosting the competition for the first time. A warm congratulations and *aloha* to all."

#### COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

##### S.C.R.

##### Nos.    Referred to:

4, SD1	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Legislative Management, then to the Committee on Finance	32, SD1	Committee on Health & Homelessness, then to the Committee on Finance
6, SD1	Committee on Human Services, then to the Committee on Consumer Protection & Commerce	33, SD1	Committee on Transportation
7	Committee on Transportation	34, SD1	Committee on Education
10, SD1	Committee on Judiciary & Hawaiian Affairs	35	Committee on Water & Land
15, SD1	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Legislative Management, then to the Committee on Finance	40, SD1	Committee on Education, then to the Committee on Finance
17, SD1	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Legislative Management, then to the Committee on Finance	41	Jointly to the Committee on Water & Land and the Committee on Energy & Environmental Protection
18, SD1	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Legislative Management, then to the Committee on Finance	42	Committee on Health & Homelessness, then to the Committee on Consumer Protection & Commerce
26, SD1	Committee on Water & Land, then to the Committee on Finance	43	Jointly to the Committee on Culture, Arts & International Affairs and the Committee on Water & Land
27, SD1	Committee on Higher Education & Technology, then to the Committee on Finance	44, SD1	Committee on Health & Homelessness, then to the Committee on Finance
28	Committee on Consumer Protection & Commerce	46	Committee on Agriculture & Food Systems, then to the Committee on Finance
30, SD1	Committee on Housing, then to the Committee on Water & Land	48, SD1	Committee on Consumer Protection & Commerce
31	Committee on Transportation, then to the Committee on Finance	51	Committee on Human Services, then to the Committee on Finance
		52, SD1	Committee on Water & Land, then to the Committee on Finance
		54	Committee on Housing
		55	Committee on Human Services
		56	Committee on Education, then to the Committee on Finance
		57, SD1	Jointly to the Committee on Water & Land and the Committee on Energy & Environmental Protection
		59	Committee on Transportation, then to the Committee on Finance
		62, SD1	Committee on Transportation, then to the Committee on Finance
		64, SD1	Committee on Energy & Environmental Protection, then to the Committee on Finance
		70	Committee on Judiciary & Hawaiian Affairs
		72	Committee on Culture, Arts & International Affairs, then to the Committee on Consumer Protection & Commerce
		73	Committee on Transportation, then to the Committee on Consumer Protection & Commerce
		74	Committee on Higher Education & Technology
		77	Committee on Energy & Environmental Protection, then to the Committee on Finance
		78, SD1	Committee on Judiciary & Hawaiian Affairs
		79, SD1	Committee on Higher Education & Technology, then to the Committee on Finance
		80	Committee on Judiciary & Hawaiian Affairs
		82, SD1	Committee on Energy & Environmental Protection
		83	Committee on Water & Land, then to the Committee on Finance
		84, SD1	Committee on Labor & Government Operations, then to the Committee on Finance
		85, SD1	Jointly to the Committee on Judiciary & Hawaiian Affairs and the Committee on Agriculture & Food Systems, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

87	Committee on Labor & Government Operations, then to the Committee on Finance	130	Committee on Housing, then to the Committee on Finance
88	Committee on Human Services, then to the Committee on Finance	131, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
89	Committee on Corrections, Military & Veterans, then to the Committee on Judiciary & Hawaiian Affairs	132	Committee on Human Services, then to the Committee on Finance
90, SD1	Committee on Corrections, Military & Veterans, then to the Committee on Judiciary & Hawaiian Affairs	134, SD1	Committee on Labor & Government Operations
91, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance	135	Committee on Energy & Environmental Protection, then to the Committee on Finance
92	Committee on Agriculture & Food Systems, then to the Committee on Finance	137, SD1	Committee on Higher Education & Technology, then to the Committee on Finance
93	Committee on Transportation, then to the Committee on Finance	138	Committee on Agriculture & Food Systems, then to the Committee on Finance
94, SD1	Committee on Health & Homelessness	140, SD1	Committee on Water & Land
95, SD1	Jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, then to the Committee on Finance	141	Jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land
98, SD1	Committee on Transportation, then to the Committee on Finance	145, SD1	Committee on Transportation, then to the Committee on Consumer Protection & Commerce
100	Jointly to the Committee on Culture, Arts & International Affairs and the Committee on Corrections, Military & Veterans, then to the Committee on Finance	147, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
101, SD1	Committee on Water & Land, then to the Committee on Finance	148	Committee on Culture, Arts & International Affairs, then to the Committee on Finance
102, SD1	Committee on Judiciary & Hawaiian Affairs	150	Committee on Transportation, then to the Committee on Judiciary & Hawaiian Affairs
104, SD1	Committee on Judiciary & Hawaiian Affairs, then to the Committee on Finance	151	Committee on Housing, then to the Committee on Finance
106	Committee on Transportation, then to the Committee on Finance	154	Committee on Water & Land, then to the Committee on Finance
107	Committee on Health & Homelessness	155	Committee on Labor & Government Operations, then to the Committee on Finance
109	Committee on Agriculture & Food Systems, then to the Committee on Finance	162, SD1	Committee on Housing
110, SD1	Jointly to the Committee on Agriculture & Food Systems and the Committee on Higher Education & Technology, then to the Committee on Finance	164	Committee on Culture, Arts & International Affairs
112	Committee on Health & Homelessness, then to the Committee on Consumer Protection & Commerce	166	Jointly to the Committee on Higher Education & Technology and the Committee on Housing, then to the Committee on Finance
113	Jointly to the Committee on Water & Land and the Committee on Energy & Environmental Protection	168, SD1	Committee on Legislative Management, then to the Committee on Finance
114	Jointly to the Committee on Culture, Arts & International Affairs and the Committee on Water & Land	170	Committee on Transportation, then to the Committee on Finance
116, SD1	Jointly to the Committee on Water & Land and the Committee on Legislative Management, then to the Committee on Finance	172, SD1	Jointly to the Committee on Water & Land and the Committee on Economic Development, then to the Committee on Finance
117	Committee on Labor & Government Operations, then to the Committee on Finance	175, SD1	Committee on Culture, Arts & International Affairs, then to the Committee on Finance
118, SD1	Jointly to the Committee on Culture, Arts & International Affairs and the Committee on Legislative Management, then to the Committee on Finance	176, SD1	Jointly to the Committee on Culture, Arts & International Affairs and the Committee on Energy & Environmental Protection, then to the Committee on Finance
120, SD1	Committee on Labor & Government Operations, then to the Committee on Finance	178, SD1	Committee on Culture, Arts & International Affairs, then to the Committee on Finance
121, SD1	Committee on Labor & Government Operations	179	Committee on Higher Education & Technology, then to the Committee on Finance
122, SD1	Committee on Labor & Government Operations	183, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
124	Committee on Consumer Protection & Commerce	185, SD1	Committee on Higher Education & Technology, then to the Committee on Finance
126, SD1	Committee on Economic Development, then to the Committee on Labor & Government Operations	186	Committee on Agriculture & Food Systems, then to the Committee on Education
		187	Committee on Agriculture & Food Systems
		188	Committee on Consumer Protection & Commerce, then to the Committee on Finance

189	Committee on Agriculture & Food Systems, then to the Committee on Finance	H.B. No. 126, HD 1, SD 1 H.B. No. 307, HD 1, SD 1
191, SD1	Committee on Judiciary & Hawaiian Affairs	H.B. No. 308, HD 1, SD 2 H.B. No. 313, HD 1, SD 2
193, SD1	Committee on Transportation	H.B. No. 365, HD 1, SD 2 H.B. No. 485, HD 3, SD 2
202, SD1	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Legislative Management, then to the Committee on Finance	H.B. No. 580, HD 1, SD 1 H.B. No. 606, HD 1, SD 1 H.B. No. 607, HD 2, SD 2
204	Committee on Judiciary & Hawaiian Affairs	H.B. No. 617, HD 1, SD 2 H.B. No. 694, HD 1, SD 1
208, SD1	Committee on Labor & Government Operations, then to the Committee on Finance	H.B. No. 707, HD 1, SD 1 H.B. No. 711, HD 1, SD 1
210	Committee on Education, then to the Committee on Finance	H.B. No. 948, HD 2, SD 2 H.B. No. 971, HD 2, SD 1
211	Committee on Agriculture & Food Systems, then to the Committee on Finance	H.B. No. 972, HD 1, SD 1 H.B. No. 986, HD 1, SD 1
212, SD1	Committee on Housing, then to the Committee on Finance	H.B. No. 1033, HD 1, SD 1 H.B. No. 1294, HD 1, SD 1
213, SD1	Committee on Housing, then to the Committee on Finance	H.B. No. 1409, HD 2, SD 2 H.B. No. 1502, HD 1, SD 1
214, SD1	Committee on Housing, then to the Committee on Finance	
217	Committee on Water & Land	
219, SD1	Committee on Water & Land	
220	Committee on Judiciary & Hawaiian Affairs	
221	Committee on Water & Land, then to the Committee on Finance	
222	Committee on Water & Land, then to the Committee on Finance	
224	Jointly to the Committee on Water & Land and the Committee on Legislative Management, then to the Committee on Finance	
226, SD1	Committee on Corrections, Military & Veterans, then to the Committee on Judiciary & Hawaiian Affairs	
227, SD1	Committee on Water & Land	
228, SD1	Committee on Water & Land, then to the Committee on Finance	
229	Committee on Water & Land, then to the Committee on Finance	

#### COMMITTEE REASSIGNMENTS

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

#### S.C.R.

#### Nos. Re-referred to:

43	Committee on Water & Land
100	Committee on Culture, Arts & International Affairs, then to the Committee on Finance
186	Committee on Education

#### ADJOURNMENT

At 10:09 p.m., on motion by Representative Morikawa, seconded by Representative Garcia and carried, the House of Representatives adjourned until noon Thursday, April 13, 2023. (Representative Todd was excused.)

#### HOUSE COMMUNICATIONS

House Communication dated April 11, 2023, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 40, SD 1

### 32nd LEGISLATURE, REGULAR SESSION OF 2023 JOINT HOUSE and SENATE COMMITTEES ON CONFERENCE PROCEDURES

The Senate and the House have agreed to the following special procedures for all 2023 Regular Session Committees on Conference. These Conference procedures shall be effective from 8:00 a.m. on Monday, April 17, 2023, until 11:59 p.m. on Friday, April 28, 2023.

#### 1. Definitions

For purposes of these procedures:

"Chairs" refers to all of the designated chairs and co-chairs of a Conference Committee.

"Conference Committee" refers to the conference of the House Committee and the Senate Committee assigned by their respective chamber to resolve the differences between the House and the Senate over a particular measure.

"Lead chair" refers to the chair of the House Committee or the Senate Committee who is listed first on the Action Sheets, as provided by the respective chamber.

"Lead committee staff" refers to the staff of the lead Chair from the chamber from which the measure in conference originated.

"Managers" refers to all members of the House and Senate assigned to a Conference Committee.

#### 2. Conference Committee Scope and Amendments

The authority of the Conference Committee shall be limited to resolving differences between the Senate and House drafts of a measure.

- a. With the exception of the Executive Budget, the Judiciary Budget, and the Budget of the Office of Hawaiian Affairs, a Conference Committee shall not amend a measure by inserting any unrelated or new subject matter.
- b. To assure the integrity of individual measures, the merging of two or more distinct but related measures into one encompassing measure shall not be allowed.

#### 3. Conference Committee Meeting Times and Places

Conference Committee deliberations shall take place only between the hours of 8:00 a.m. and 9:00 p.m.

A Conference Committee shall meet in the conference room assigned or reserved, pursuant to the Conference Room Scheduling Procedures and Guidelines and Room Assignment Schedule, as attached.

#### 4. Initial Public-Meeting Notice

The electronic signatures of all chairs shall be obtained before the notice of an initial meeting is posted or distributed. Prior to offering the initial

meeting notice for signatures, the chairs shall consult with one another on the information to be included in the notice.

Chairs shall provide at least 24-hours public notice of the first meeting of the Conference Committee and are strongly encouraged to provide more than 24-hours notice whenever possible. Written notices shall be submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for posting on the Legislature's website and distribution. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

##### **5. Notice of Subsequent Meetings**

- a. If agreement is not reached at a duly noticed meeting but the lead chairs of both chambers agree to meet again before 9:00 pm on the same day, the lead chairs of both chambers shall publicly announce at the meeting the time and place at which the Conference Committee will reconvene. A new meeting notice of the reconvening of the Conference Committee on the same day is not required. However, a marked-up copy of the notice indicating the time and place of the subsequent meeting shall be submitted to the Senate Chief Clerk or the House Sergeant-at-Arms as soon as possible for updating individual bill status on the Legislature's website. The lead committee staff shall post a copy of this marked-up notice adjacent to the door of the assigned conference room at the time of the subsequent meeting.
- b. If agreement is not reached at a duly noticed meeting but the lead chairs of both chambers agree to meet on another day, the lead chairs of both chambers shall publicly announce at the meeting the date(s), time(s), and place of the subsequent meeting(s), and submit written notice to the Senate Chief Clerk or the House Sergeant-at-Arms for posting on the Legislature's website. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.
- c. If agreement is not reached at a duly noticed meeting and the date(s), time(s), and place of future meetings are not publicly announced at that noticed meeting, chairs shall ensure that a written meeting notice, signed electronically by the lead chairs of their respective chamber, is submitted to the Senate Chief Clerk or the House Sergeant-at-Arms for posting on the Legislature's website at least 24 hours in advance of the next meeting of the Conference Committee. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

##### **6. Attendance at Meetings**

- a. To convene the initial conference committee meeting only the lead House and Senate chair must be present. All other conference committee managers, especially any co-chair, should attempt to be present.
- b. Once a conference has been opened, reconvening of any subsequent meeting of a conference committee shall require the following:
  - i. For the Senate, the lead chair or a co-chair must be present.
  - ii. For the House, the lead chair must be present.
  - iii. All other conference committee managers, especially any co-chair, should attempt to be present at the convening of and during each meeting.
- c. For decision-making at a meeting, a quorum must be present. "A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber." See Section 9.a of the "Procedures." The lead House and Senate chair of the conference committee must be part of this quorum.
- d. For a fiscal measure, the chair or co-chair representing the House Finance Committee and Senate Ways and Means Committee must be present during decision-making and give their approval.

##### **7. Conference Discussion**

Except as authorized by the respective chairs, only the respective chairs may speak during conference. All other managers or other authorized persons shall be recognized by their respective chairs before speaking on any issue.

##### **8. Decorum in Conference Committee Meetings and Courtesy to the Public and to the Managers**

- a. Managers shall respect the differing views of other managers and conduct themselves in a courteous manner.
- b. Chairs shall ensure that meetings convene and reconvene at scheduled times. If none of the chairs of one of the Committees are present within 15 minutes of the scheduled meeting time, the chairs of the other Committee shall contact the absent chair.
- c. If none of the absent chairs are present within 30 minutes of the scheduled meeting time, the chairs present shall inform the managers and members of public present that the Conference Committee cannot be convened or reconvened, and that, pursuant to 5c of these Committees on Conference Procedures, a 24-hour advance notice shall be provided for a subsequent meeting of the Conference Committee.

##### **9. Decision-making Meeting**

The decision-making meeting of a Conference Committee shall comply with the following open meeting provisions:

- a. A quorum of the Conference Committee shall be present for the decision-making meeting. A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber.
- b. To report a measure out of Conference Committee in amended form, Conference Draft (CD), a majority of the quorum of managers for each respective chamber shall vote in favor of the proposed amendments.
- c. The lead chair (or the lead chair's designee) representing their respective chamber shall call the roll and be the recorder of the quorum and the votes on that measure for that chamber. (Sample attached).
- d. If, after naming a Conference Committee on a measure, the Conference Committee managers representing the chamber from which a measure originated agree to the amendments made by the non-originating chamber, only a quorum of those representing the originating chamber shall vote on the agreement at a duly noticed meeting. For example, if after naming a Conference Committee on a House measure, the House managers of the Conference Committee decide to agree to the amendments in the Senate draft (SD) of the measure, then only the House managers of the Conference Committee shall vote on the measure, returning it to the House in its SD form. For such action, only a quorum of the Conference Committee managers representing the chamber from which the measure originated need to be present. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the originating chamber shall be filed with the appropriate chamber without a Conference Committee Report.

##### **10. Conference Committee Reports**

- a. A majority of the House and Senate chairs, respectively, of a Conference Committee shall attest to the action of the Conference Committee by physically signing the Conference Committee Report on behalf of their respective managers; provided that no Conference Committee Report concerning a measure with fiscal implications shall be reported out of a Conference Committee without the physical signature of the chair (or the chair's designee) of each fiscal committee to which the measure is referred. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the Conference Committee shall be attached to the report as a part thereof.
- b. All House measures reported out of Conference Committee shall be filed with the House Chief Clerk, and likewise all Senate measures shall be filed with the Senate Chief Clerk. A document filed in the originating chamber shall be deemed simultaneously filed in the other chamber. Only the original Conference Committee Report, with the attached Record of Votes, and the Conference Draft of the measure shall be required for filing.



- c. If the Conference Committee votes to report the measure out, the Committee must file a Conference Committee Report and Conference Draft with the appropriate chamber's Chief Clerk.

11. Decision-making Deadlines

On the deadline nights for Final Decking of both non-fiscal and fiscal bills:

- a. Conference Committees shall conclude their negotiations by **6:00 p.m.** to allow adequate time for final preparation of the bills and Conference Committee Reports.
- b. To provide all chairs with ample opportunity to review and sign the Conference Committee Reports before filing, all Conference Committee Reports shall be available for review and signature by **9:00 p.m.**
- c. All Conference Committee Reports and Conference Drafts of measures shall be filed with the respective Chief Clerk by **11:30 p.m.**

12. Electronic Transfer

Should a Conference Committee for which the vehicle is a Senate bill decide to use a proposal drafted by the House, the House chair shall have the House proposal electronically transferred to the appropriate Senate office so that the Conference Draft can be prepared. The converse shall apply to House bills with proposals drafted by the Senate that the Conference Committee agrees to.

13. Exceptions to these Deadlines and Procedures

Exceptions to these deadlines and other procedures may be made only with the advance written approval of both the Senate President and the House Speaker.

/s/ Ronald D. Kouchi /s/ Scott K. Saiki  
 Ronald D. Kouchi Scott K. Saiki  
 President of the Senate Speaker of the House of Representatives

4/6/23 APR - 7 2023  
 Date Date

Attachment

Hawaii State Legislature  
 Record of Votes of a  
 Conference Committee  
 CCR 20A-22

Bill / Concurrent Resolution No.: <b>HB 1600, HD 1, SD 2</b>					Date/Time: <b>APRIL 27, 2023 2:12PM</b>						
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).											
<input type="checkbox"/> The Committee is reconsidering its previous decision.											
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.						
Senate Managers		A	WR	N	E	House Managers		A	WR	N	E
DELA CRUZ, Donovan M., Chr.		✓				LUKE, Sylvia, Chr.		✓			
KEITH-AGARAN, Gilbert S.C., Co-Chr.		✓				BRANCO, Patrick Pihama		✓			
INOUE, Loesaine R.		✓				ELI, Staceylyn K.M.		✓			
KANUHA, Deu Mamo		✓				HOLT, Daniel		✓			
KIDANI, Michelle N.		✓				ILAGAN, Greggor		✓			
MISALUCHA, Bennete E.		✓				KOBAYASHI, Bertrand		✓			
MORIWAKI, Sharon Y.		✓				MARTEN, Lisa		✓			
SHIMABUKURO, Maile S.L.		✓				NISHIMOTO, Scott Y.		✓			
TANIOUCHI, Brian T.		✓				PERRUSO, Amy A.		✓			
WAKAI, Glenn		✓				SAYAMA, Jackson D.		✓			✓
FEVELLA, Kurt		✓				TAM, Adrian K.		✓			
						TODD, Chris		✓			
						WILDBERGER, Tina		✓			✓
						YAMASHITA, Kyle T.		✓			
						MCDERMOTT, Bob		✓			
TOTAL		11				TOTAL		13			11
A = Aye		WR = Aye with Reservations			N = Nay			E = Excused			
Senate Recommendation is:						House Recommendation is:					
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted						<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					
Senate Lead Chair's or Designee's Signature:						House Lead Chair's or Designee's Signature:					
Distribution:		Original	Yellow	Plak	Goldenrod						
		File with Conference Committee Report	House Clerk's Office	Senate Clerk's Office	Drafting Agency						

32nd LEGISLATURE, REGULAR SESSION of 2023  
 JOINT HOUSE and SENATE  
 COMMITTEES ON CONFERENCE  
 CONFERENCE ROOM SCHEDULING PROCEDURES AND GUIDELINES

The following conference room scheduling procedures and guidelines shall apply to Senate and House conference rooms beginning 8:00 a.m. on Monday, April 17, 2023, until 11:59 p.m. on Friday, April 28, 2023.

Conference Committee Meetings. Priority for the use of Senate conference rooms 016, 224, and 229 and House conference rooms 309, 325, and 329 will be for conference committee meetings. Conference committees shall meet in House and Senate conference rooms pursuant to the attached Room Assignment Schedule.

Committees sharing a conference room timeslot should coordinate the use of the room to avoid conflicts.

Committees shall make a room reservation with the House Sergeant-at-Arms (for rooms 309, 325, 329) or the Senate Sergeant-at-Arms (rooms for 016, 224, 229) prior to scheduling a conference committee meeting outside of their committee's assigned room or timeslot.

Committees shall not allocate their assigned conference room or timeslot to another committee without first contacting the respective House or Senate Sergeant-at-Arms office.

Conference committees are encouraged to give as much advance public notice for meetings as possible.

Other Meetings. Standing committees shall make a room reservation for hearings on bills, resolutions, and Governor's messages with their respective House or Senate Sergeant-at-Arms offices. House standing committees will meet in House conference rooms and Senate standing committees will meet in Senate conference rooms.

Exceptions. Exceptions to the Conference Room Scheduling Procedures and Guidelines may be made only with the advance written approval of both the Senate President and the Speaker of the House.

/s/ Ronald D. Kouchi /s/ Scott K. Saiki  
 Ronald D. Kouchi Scott K. Saiki  
 President of the Senate Speaker of the House of Representatives  
 4/6/23 APR - 7 2023  
 Date Date

32nd LEGISLATURE, REGULAR SESSION OF 2023  
 JOINT HOUSE and SENATE  
 COMMITTEES ON CONFERENCE  
 2023 ROOM ASSIGNMENT SCHEDULE

Senate Standing Committees	House Standing Committees	Time	Conference Room Assignment
GVO, LBT	LGO, LMG	8:00 a.m.-11:30 a.m.	016
HOU	HSG	8:00 a.m.-11:30 a.m.	224
WTL	WAL	8:00 a.m.-11:30 a.m.	229
AEN, EET	AGR, EEP, ECD, TOU	8:00 a.m.-11:30 a.m.	325
TCA	TRN, CAI	8:00 a.m.-11:30 a.m.	329
PSM	CMV	1:30 p.m.-5:00 p.m.	016
CPN	CPC	1:30 p.m.-5:00 p.m.	224
EDU, HRE	EDN, HET	1:30 p.m.-5:00 p.m.	229
JDC, HWN	JHA	1:30 p.m.-5:00 p.m.	325
HHS	HLT, HUS	1:30 p.m.-5:00 p.m.	329
WAM	FIN	8:00 a.m.-9:00 p.m.	309

/s/ Ronald D. Kouchi /s/ Scott K. Saiki  
 Ronald D. Kouchi Scott K. Saiki  
 President of the Senate Speaker of the House of Representatives

4/6/23 APR - 7 2023  
 Date Date